



THE JAMMU & KASHMIR GOVERNMENT GAZETTE

Vol. 131] Srinagar, Thu., the 2nd Aug., 2018/11th Srav., 1940. [No. 18

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PART I-A

Jammu & Kashmir Government—Orders

HIGH COURT OF JAMMU AND KASHMIR AT JAMMU
(Exercising powers of Bar Council under section 58 of the
Advocates Act, 1961).

Notification

No. 01 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Mr. Mohd. Shafait Choudhary S/o Altaf Hussain R/o Village Badhoon, Tehsil and District Rajouri has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate from concerned University and verification of his character and antecedents from CID. His name has been entered under serial No. JK-314/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 02 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Ms. Mehak Fatima Malik D/o Masud Tabish Malik R/o F/198, Christian Colony, Residency Extn., Shaheedi Chowk, Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree

Certificate from concerned University and verification of her character and antecedents from CID. Her name has been entered under serial No. JK-310/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 03 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Mr. Akshat Sharma S/o Nagesh Chander Sharma R/o 23/C, Bhawani Nagar, Janipur, Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate from concerned University and verification of his character and antecedents from CID. His name has been entered under serial No. JK-299/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 04 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Mr. Aayush Deep S/o Kuldeep Kumar Pangotra R/o 4/A, Sector-7, Trikuta Nagar, Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate from concerned University and

verification of his character and antecedents from CID. His name has been entered under serial No. JK-300/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 05 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Ms. Aayushi Sharma D/o Narayan Sharma R/o H. No. 23, Lane No. 1, Vivek Vihar, Paloura, Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from concerned University and verification of her character and antecedents from CID. Her name has been entered under serial No. JK-301/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 06 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Ms. Anam Fatima D/o Ali Sagar R/o H. No. 732, Rajput Ground Near D. P. S., Shahidi Chowk, Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to

the verification of her Provisional/LL.B Degree Certificate from concerned University and verification of her character and antecedents from CID. Her name has been entered under serial No. JK-302/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 07 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Ms. Danishta Gulzar D/o Gh. Mohammad Bafanda R/o Vidday, Tehsil Srigufwara, District Anantnag has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from concerned University and verification of her character and antecedents from CID. Her name has been entered under serial No. JK-303/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 08 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Ms. Danish Akhter D/o Gh. Mohammad Sheikh R/o Chatrasoo Budroo, Pather Pora, Tehsil Pahalgam, District Anantnag has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from concerned University and verification of her character and

antecedents from CID. Her name has been entered under serial No. JK-304/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 09 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Ms. Danishta Bashir D/o Bashir Ahmed Tantry R/o Zugyar Sheeri, Tehsil and District Baramulla has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from concerned University and verification of her character and antecedents from CID. Her name has been entered under serial No. JK-305/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 10 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Mr. Junaid Sultan S/o Mohd. Sultan Reshi R/o Drusoo, Near Police Lines, Tehsil and District Pulwama has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate from concerned University and verification of his character and antecedents from CID. His name has been entered under serial No. JK-306/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 12 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Mr. Kifayat Hussain Malik S/o Ghulam Mohi-ud-Din Malik R/o Khanpora, Tehsil Khag, District Budgam has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate from concerned University and verification of his character and antecedents from CID. His name has been entered under serial No. JK-308/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 13 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Ms. Mufrooza Altaf D/o Mohd. Altaf Mir R/o Drangbal, Pampore, District Pulwama has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from concerned University and verification of her character and antecedents from CID. Her name has been entered under serial No. JK-309/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 15 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Ms. Mehreen Rashid D/o Abdul Rashid Dar R/o K. K. Moulla, Shamaswari, Tehsil Khas, District Srinagar has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from concerned University and verification of her character and antecedents from CID. Her name has been entered under serial No. JK-312/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 16 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Mr. Mehraj-ud-Din S/o Muhammad Shafi Chopan R/o Brinty Batpora, Dialgam, Usman Colony, Anantnag has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate from concerned University and verification of his character and antecedents from CID. His name has been entered under serial No. JK-313/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 17 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Mr. Naveed Amad Mir S/o Fayaz Ahmad Mir R/o Sallar, Mir Mohalla,

Pahalgam, Anantnag has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate from concerned University and verification of his character and antecedents from CID. His name has been entered under serial No. JK-315/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 18 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Ms. Rohi Bashir D/o Bashir Ahmad Bhat R/o Deavdragar, Tehsil Tangmarg, District Baramulla has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from concerned University and verification of her character and antecedents from CID. Her name has been entered under serial No. JK-316/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 19 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Mr. Razat Sudan S/o Suraj Parkash Sharma R/o H. No. 11, Lane-6, Gopinath Vihar, Udheywalla, Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to

the verification of his Provisional/LL.B Degree Certificate from concerned University and verification of his character and antecedents from CID. His name has been entered under serial No. JK-317/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 20 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Mr. Sharad Sharma S/o Suman Kishore Sharma R/o H. No. 15, Ward No. 13, Akhiyar Abad, Tehsil and District Kishtwar has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate from concerned University and verification of his character and antecedents from CID. His name has been entered under serial No. JK-318/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 22 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Sheikh Mudassir Amin S/o Sheikh Mohd. Amin R/o Village Sadiwara, Dooru, District Anantnag has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate from concerned University and verification of his character and antecedents from CID.

His name has been entered under serial No. JK-320/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 23 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Mr. Suhail Ahmad Dar S/o Gh. Mohamad Dar R/o Supernaghama, Dar Mohalla, Tehsil Kralgund, District Kupwara has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate from concerned University and verification of his character and antecedents from CID. His name has been entered under serial No. JK-321/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 24 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Ms. Sadaf Shabir D/o Shabir Ahmad Shah R/o Pethzanigam, Beerwah, District Budgam has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from concerned University and verification of her character and antecedents from CID. Her name has been entered under serial No. JK-322/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 25 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Syed Mansoor Bukhari S/o Syed Ashaq Hussain Bukhari R/o H. No. 27, W. No. 2, Yatoo Mohalla, Shivpora, Srinagar has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate from concerned University and verification of his character and antecedents from CID. His name has been entered under serial No. JK-323/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 26 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Ms. Saima Yaseen D/o Mohd. Yaseen Wani R/o Dardpora, Baramulla has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from concerned University and verification of her character and antecedents from CID. Her name has been entered under serial No. JK-324/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 27 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Ms. Syed Shaziya Lateef D/o Syed Lateef Fazily R/o Sofnaman (Aglar), Shopian has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from concerned University and verification of her character and antecedents from CID. Her name has been entered under serial No. JK-325/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 28 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Ms. Upasana Kalgotra D/o Jagdish Raj Kalgotra R/o H. No. 68, Ward No. 1, Bishnah, Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of her Provisional/LL.B Degree Certificate from concerned University and verification of her character and antecedents from CID. Her name has been entered under serial No. JK-326/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

Notification

No. 29 Dated 05-04-2018.

It is hereby notified that vide High Court order dated 27-03-2018 Mr. Vikram Singh Chib S/o Ranbir Singh R/o Village Dab Ditta, Jhiri, Tehsil Marh, District Jammu has been admitted and enrolled as an Advocate on the Rolls of Jammu and Kashmir Bar Council provisionally for a period of one year from the date of issuance of this notification, subject to the verification of his Provisional/LL.B Degree Certificate from concerned University and verification of his character and antecedents from CID. His name has been entered under serial No. JK-327/2018 in the Roll of Advocate maintained by this Registry.

The renewal/extension of provisional license/enrolment must be sought before the date of expiry unless the absolute/final enrolment as an Advocate is ordered therebefore.

(Sd.) AFTAB AHMED,
Deputy Registrar.

HIGH COURT OF JAMMU AND KASHMIR AT JAMMU.

Notification

No. 1990 Dated 31-03-2018.

- Subject :—
1. Order Dated 24-11-2017 passed by Hon'ble Supreme Court in Transferred Case (Civil) No.126 of 2015 titled Ajayinder Sanghawan Vs. Bar Council of Delhi and Ors.
 2. Minutes of Fourth Meeting of the Central Verification Committee of the Bar Council of India held on Sunday, the

12th November, 2017 at 10.30 A. M. in the premises of
Bar Council of India, New Delhi.

Whereas, Central Verification Committee of the Bar Council of India in its Fourth Meeting held on 12-11-2017 at New Delhi has resolved as under :—

“It is also stated therein that almost every State, quite large number of advocates, particularly seniors did not submit their verification forms for issuance of certificate of practice and the State Bar Council are not receiving applications after the date stipulated by the Hon’ble Supreme Court of India. After discussing the matter at some length, they are of the view that the date stipulated by the Hon’ble Supreme Court of India is only with reference to preparation of voters list for the respective State Bar Councils and there is no prohibition as such for receiving verification forms subsequent to the said date for the simple purpose of obtaining certificate of practice and identity cards. The advocates who submit the verification forms beyond the stipulated date may not be able to vote in the election to the Bar Council unless of course, the Hon’ble Supreme Court of India permits them”.

“15. Exemption for Advocates enrolled before 1-1-1976 :—

The Bar Council of India, however, keeping in view the difficulties of old advocates who are in practice for 40 years or more [i. e. those enrolled prior to 1-1-1976] waives this condition and exempts the production of certificates along with the verification form. However, they will also be required to submit the copy of their enrolment certificate along with their verification forms.

But all those Advocates who have obtained their law degrees on or after 1st January, 1976 shall have to produce the required certificates i. e. Matriculation, Graduation/LL.B.

There can be no compromise so far the production of enrolment certificates from the concerned State Bar Councils is concerned even for those who were enrolled prior to 1-1-1976”.

Therefore, all the concerned Advocates enrolled on the roll of J&K State Bar Council, who have submitted their Verification Forms in terms of Bar Council of India Certificate and Place of Practice (Verification) Rules, 2015 and pursuant to the Notification No. 512 dated 21-07-2016 of Hon’ble High Court of Jammu and Kashmir, are informed as under :—

- (i) to make the deficiencies good as per the Annexure-A and submit the self-attested copies of enrolment certificates, Matriculation/LLB Degree, if they have not submitted the same, along with their verification Forms, before the concerned Principal District and Sessions Judge and Registrar Judicial, High Court Wing, Srinagar/Jammu within a period of 15 days from the date of publication of this Notice in the Newspaper.
- (ii) Moreover, those of advocates enrolled on the roll of J&K State Bar Council, who have not submitted their verification forms in terms of Bar Council of India Certificate and Place of Practice (Verification) Rules, 2015, are hereby directed to submit the same before Principal District and Sessions Judge concerned and Registrar Judicial, High Court of Wing, Srinagar/Jammu respectively along with requisite documents viz. self-attested copies of Enrolment Certificates, Matriculation/LL.B Degrees along with fee by way of Demand Draft of Rs. 200/- (100+100 Late fee) each in the name of Secretary, J&K State Bar Council, within fifteen days from the date of issue of the notice in the Newspaper.

By Order.

(Sd.) SANJAY DHAR,
Registrar General.



**THE
JAMMU & KASHMIR GOVERNMENT GAZETTE**

Vol. 131] Srinagar, Thu., the 2nd Aug., 2018/11th Srav., 1940. [No.18

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT—REVENUE DEPARTMENT.

Notification No. 128-Rev (LAJ) of 2018

Dated 06-03-2018.

Whereas, the land specifications whereof are given in Annexure-“A” to this notification is required for public purpose viz. for construction of road from Kajra to Bandi Chechian in Village Bandi Chechian, Tehsil Haveli, District Poonch by PWD (NABARD) ;

Whereas, on the basis of an indent placed by Executive Engineer, PWD(R&B) Division, Poonch vide No. R&B/Camp/3515-16

dated 11-08-2017, a notification under section 4 (1) was issued by Collector, Land Acquisition (ACR), Poonch vide No. DCP/LA/1049-56 dated 07-10-2017 for land measuring 68 Kanals 08 Marlas and 05 Sirsai situated in Village Bandi Chechian, Tehsil Haveli, District Poonch ;

Whereas, the District Collector (DC), Poonch vide No. DCP/LA/1488 dated 19-01-2018 has reported that the notification issued under section 4 (1) of the J&K State Land Acquisition Act was served upon the interested persons for filing objections, if any, to the proposed acquisition, but no objection was received from the land owners/interested persons in the prescribed time period as required under sections 5 & 5-A of the Land Acquisition Act ;

Whereas, the report furnished by District Collector (DC), Poonch vide No. referred above has been examined and it has been found that the land owners did not file any objection to the proposed acquisition ;

Whereas, the Government is satisfied that the land particulars whereof are given in Annexure-“A” to this notification is required for public purpose viz. for construction of road from Kajra to Bandi Chechian in Village Bandi Chechian, Tehsil Haveli, District Poonch by PWD (NABARD).

Now, therefore, in pursuance of section 6 of the J&K State Land Acquisition Act, Samvat 1990, it is declared that land measuring 68 Kanals 08 Marlas and 05 Sirsai situated in Village Bandi Chechian, Tehsil Haveli, District Poonch, particulars whereof are given in Annexure-“A” to this notification is required for public purposes viz. for construction of road from Kajra to Bandi Chechian by PWD (NABARD). Further, the Collector, Land Acquisition (ACR), Poonch is directed under section 7 of the said Act to take order for acquisition of the said land after giving prescribed notice to the interested person(s) as required under the Land Acquisition Act/Rules.

However, the Collector concerned shall be personally responsible for identification and proper title verification of all types of land involved in the case and apportionment of compensation amongst all the interested persons/rightful claimants in accordance with the relevant laws/rules in force, while making the award.

(Sd.) SHAHID ANAYATULLAH, IAS,

Commissioner/Secretary to the Government,
Revenue Department.

Annexure "A"

District	Tehsil	Village	Khasra Nos.	Area
1	2	3	4	5
				K. M. S.
Poonch	Haveli	Bandi Chechian	1330	00-08-08
			1331	02-09-08
			1332	00-10-05
			1333	00-08-00
			1334	02-02-02
			1335	02-08-01
			1336	01-02-03
			1337	01-17-01
			1326	00-01-05

1	2	3	4	5
				K. M. S.
			1325	02-00-02
			1326/1	00-04-00
			1316	02-15-00
			1300	01-06-06
			1135	04-02-05
			1130	01-00-00
			1131	01-03-08
			1281	00-04-00
			1298	03-02-08
			1299	00-03-02
			1297	01-00-00
			1108 min	00-14-06
			1142	02-07-00
			1140	00-03-04
			1143	00-03-00
			1146	03-00-04
			1135/1	00-19-05
			1079 min	02-08-02
			1079 min	03-15-07
			814	00-13-00
			965 min	01-16-06
			834	00-09-04

1	2	3	4	5
				K. M. S.
			818	00-07-07
			794	00-03-03
			777/1	00-01-05
			821	00-02-06
			824	00-17-03
			833	00-12-02
			774/1	00-07-03
			780	00-14-06
			790	01-11-02
			774	00-07-00
			765	01-00-02
			766	01-01-06
			823	00-12-07
			815	00-15-03
			837	00-01-05
			873 min	00-08-00
			838	01-14-02
			778	01-00-08
			776	00-06-01
			1342	00-19-00
			1343	02-13-04
			1338	01-04-04

1	2	3	4	5
				K. M. S.
			1340 min	02-12-00
			1340 min	01-04-00
			1334/1	00-17-03
			777	00-00-02
			781	00-03-01
			791	01-01-00
			963 min	00-01-06
			964	00-00-02
			1144	00-01-03
			1109	00-01-00
			Total	48-08-05

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT—REVENUE DEPARTMENT.

Notification No. 129-Rev (LAJ) of 2018

Dated 07-03-2018.

Whereas, the land specifications whereof are given in Annexure-“A” to this notification is required for public purpose viz. for construction of road from Dumbar to Hawal in Village Chatroo, Tehsil Chatroo, District Kishtwar under PMGSY ;

Whereas, on the basis of an indent placed by Chief Engineer, PMGSY (JKRRDA) vide No. CEJ/PMGSY/9626-28

dated 19-08-2017, a notification under section 4 (1) was issued by Collector, Land Acquisition (ACR), Kishtwar vide No. ACR/LA/2016/2029-35 dated 20-07-2010 for land measuring 62 Kanals and 16 Marlas situated in Village Chatroo, Tehsil Chatroo, District Kishtwar ;

Whereas, the Collector, Land Acquisition (SDM), Chatroo vide No. SDM/C/LA/17/103-106 dated 01-01-2018 has reported that the notification issued under section 4 (1) of the J&K State Land Acquisition Act was served upon the interested persons for filing objections, if any, to the proposed acquisition, but no objection was received from the land owners/interested persons in the prescribed time period as required under sections 5 & 5-A of the Land Acquisition Act ;

Whereas, the report furnished by Collector, Land Acquisition (SDM), Chatroo vide No. referred to above duly endorsed by the District Collector (DC), Kishtwar vide No. DCK/LA/2017/686-90 dated 06-01-2018 has been examined and it has been found that the land owners did not file any objection to the proposed acquisition ;

Whereas, the Government is satisfied that the land particulars whereof are given in Annexure-“A” to this notification is required for public purpose viz. for construction of road from Dumbar to Hawal in Village Chatroo, Tehsil Chatroo, District Kishtwar under PMGSY.

Now, therefore, in pursuance of section 6 of the J&K State Land Acquisition Act, Samvat 1990, it is declared that land measuring 62 Kanals and 16 Marlas situated in Village Chatroo, Tehsil Chatroo, District Kishtwar, particulars whereof are given in Annexure-“A” to this notification is required for public purposes viz. for construction of road from Dumbar to Hawal under PMGSY. Further, the Collector, Land Acquisition (ACR), Kishtwar is directed under section 7 of the said Act to take order for acquisition of the said land after giving prescribed notice to the interested person(s) as required under the Land Acquisition Act/Rules.

Now, in pursuance of section 17 of the Land Acquisition Act, Samvat 1990, it is ordered that on expiry of fifteen days from the

publication of the notification under section 9 (2) of the said Act, the Collector will take possession of the aforementioned land in Village Chhatroo, Tehsil Chhatroo, District Kishtwar required for public purpose subject to fulfillment of the conditions prescribed under section 9 (2) and section 17-A of the Land Acquisition Act and Rule 63 of the Land Acquisition Rules ;

However, the Collector concerned shall be personally responsible for identification and proper title verification of all types of land involved in the case and apportionment of compensation amongst all the interested persons/rightful claimants in accordance with the relevant laws/rules in force, while making the award.

(Sd.) SHAHID ANAYATULLAH, IAS,
Commissioner/Secretary to the Government,
Revenue Department.

Annexure "A"

District	Tehsil	Village	Khasra Nos.	Area
1	2	3	4	5
				K. M.
Kishtwar	Chatroo	Chatroo	3187/794	min 02-03
			3187/794	min 00-07
			3187/794	min 01-03
			4007/776	min 01-01
			4007/776	min 02-06
			4007/776	min 02-13
			4007/776	min 00-09
			4007/776	min 01-06

1	2	3	4	5
				K. M.
			4007/776	min 01-19
			4007/776	min 00-18
			799	min 01-07
			799	min 01-16
			774	min 00-18
			774	min 01-18
			774	min 02-03
			666	min 00-19
			656	min 01-05
			667	min 00-07
			667	min 00-09
			667	min 01-16
			669	min 00-09
			669	min 00-04
			670	min 00-05
			673	min 00-14
			672	min 00-02
			674	min 01-03
			756	min 00-10
			756	min 01-01

1	2	3	4	5
				K. M.
			756 min	00-05
			756 min	00-07
			756 min	00-11
			764 min	00-12
			764 min	00-09
			771 min	02-17
			771 min	00-12
			771 min	00-08
			771 min	00-11
			771 min	00-11
			767 min	00-11
			767 min	00-14
			768 min	01-08
		3760/3176/730	min	00-04
		3760/3176/730	min	00-04
		3761/3176/730	min	00-12
		3758/3176/730	min	02-02
			729 min	00-08
			729 min	00-16
			728 min	00-02
			675 min	00-07
			675 min	00-15

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT—REVENUE DEPARTMENT.

Notification No. 123-Rev (LAJ) of 2018

Dated 06-03-2018.

Whereas, the land specifications whereof are given in Annexure-“A” to this notification is required for public purpose viz. for construction of road from Lower Birshalla to Upper Birshalla in Village Birshalla, Tehsil and District Doda by PW(R&B) Department ;

Whereas, on the basis of an indent placed by Executive Engineer, PW(R&B) Division, Doda vide No. 7158-61 dated 21-01-2016, a notification under section 4 (1) was issued by Collector, Land Acquisition (ACR), Doda vide No. 46-52/ACQ dated 18-04-2016 for land measuring 58 Kanals and 02 Marlas situated in Village Birshalla, Tehsil and District Doda ;

Whereas, the Collector, Land Acquisition (ACR), Doda vide No. 1579-83/Acq dated 17-01-2018 has reported that the notification issued under section 4 (1) of the J&K State Land Acquisition Act was served upon the interested persons for filing objections, if any, to the proposed acquisition, but no objection was received from the land owners/interested persons in the prescribed time period as required under sections 5 & 5-A of the Land Acquisition Act ;

Whereas, the report furnished by Collector, Land Acquisition (ACR), Doda vide referred above duly endorsed by Deputy Commissioner, Doda vide No. 606/LAC/D/17 dated 10-01-2018 has been examined and it has been found that the land owners did not file any objection to the proposed acquisition ;

Whereas, the Government is satisfied that the land particulars whereof are given in Annexure-“A” to this notification is required for public purpose viz. for construction of road from Lower Birshalla to Upper Birshalla in Village Birshalla, Tehsil and District Doda by PW(R&B) Department.

Now, therefore, in pursuance of section 6 of the J&K State Land Acquisition Act, Samvat 1990, it is declared that land measuring 58 Kanals and 02 Marlas situated in Village Birshalla, Tehsil and District Doda, particulars whereof are given in Annexure-“A” to this notification is required for public purposes viz. for construction of road from Lower Birshalla to Upper Birshalla in Village Birshalla, Tehsil and District Doda by PW(R&B) Department. Further, the Collector, Land Acquisition (ACR), Doda is directed under section 7 of the said Act to take order for acquisition of the said land after giving prescribed notice to the interested person(s) as required under the Land Acquisition Act/Rules.

However, the Collector concerned shall be personally responsible for identification and proper title verification of all types of land involved in the case and apportionment of compensation amongst all the interested persons/rightful claimants in accordance with the relevant laws/rules in force, while making the award.

(Sd.) SHAHID ANAYATULLAH, IAS,

Commissioner/Secretary to the Government,
Revenue Department.

Annexure “A”

District	Tehsil	Village	Khasra Nos.	Area
1	2	3	4	5
				K. M.
Doda	Doda	Birshalla	994/859/387/1	00-14
			1252/219	01-07

1	2	3	4	5
				K. M.
			1196/222 min	02-01
			1199/222	01-01
			1197/222	00-05
			1198/222	00-13
		1125/934/738/386		02-01
			734/212	01-02
			1199/222	00-09
		1125/934/738/386		00-10
			129 min	00-12
			732/13 min	01-00
			129/1 min	00-05
			731/130	00-13
			732/130	00-12
			734/212	02-05
			733/212	00-08
			216 min	01-18
			1252/219	02-10
			213	01-00
			734/212 min	00-01
			734/212 min	00-10
			1197/222	00-10

1	2	3	4	5
				K. M.
			734/212	00-05
			734/212	00-02
			733/212	00-07
			1198/222	00-05
			733/212	00-05
			221	00-18
			733/212	00-06
			218 min	00-19
			218 min	01-10
			1196/222	00-09
			1198/222	00-10
			136	00-10
			136	02-02
			136	01-10
			155 min	02-01
			169 min	01-04
			935/179	01-10
			186 min	01-00
			154	01-07
			193 min	01-15
			193 min	00-13

1	2	3	4	5
				K. M.
			155 min	01-10
			155 min	01-01
		1108/148		00-03
			173 min	01-10
		1108/148		01-01
			133	01-11
			133	01-00
			155	01-00
			155	01-03
			161	02-11
			160	01-07
			173	00-13
			175	01-10
			186 min	00-07
			Total	58-02

GOVERNMENT OF JAMMU AND KASHMIR,
CIVIL SECRETARIAT—REVENUE DEPARTMENT.

Notification No. 107-Rev (LAJ) of 2018

Dated 21-02-2018.

Whereas, the land specifications whereof are given below is required for public purpose viz. for construction of Changa Samie road in Village Thaloran, Tehsil Bhalessa (Gandoh), District Doda ;

Particulars of land				
District	Tehsil	Village	Khasra Nos.	Area
				K. M.
Doda	Bhalessa (Gandoh)	Thaloran	358 min	00-03
			357 min	00-06
			355 min	00-06
			366 min	00-06
			494/367 min	00-15
			495/367 min	00-15
			Total	02-11

Whereas, on the basis of an indent prepared by Executive Engineer, PMGSY, Thathri vide No. PMGSY/D/T/1165-69 dated 25-02-2012 duly confirmed by Chief Engineer, PMGSY, JKRRDA, Jammu vide No. CEJ/PMGSY/J/9792-94 dated 12-08-2017, a notification under section 4 (1) was issued by Collector, Land Acquisition (SDM), Gandoh vide No. 504-10 dated 30-11-2016 for land measuring 02 Kanals and 11 Marlas situated in Village Thaloran, Tehsil Bhalessa (Gandoh), District Doda ;

Whereas, the Collector, Land Acquisition (SDM), Gandoh has reported that the notification issued under section 4 (1) of the J&K State Land Acquisition Act by him was served upon the interested persons for filing

objections, if any, to the proposed acquisition, but no objection was received from the land owners/interested persons within the prescribed period as required under sections 5 & 5-A of the Land Acquisition Act ;

Whereas, the report furnished by Collector, Land Acquisition (SDM), Gandoh vide No. 466-67/LAC dated 04-01-2018 above referred letter duly endorsed by District Collector (DC), Doda vide No. 561/LAC/D/17 dated 12-01-2018 has been examined and it has been found that the land owners did not file any objection to the proposed acquisition ; and

Whereas, the Government is satisfied that the land particulars whereof are given above is required for public purpose viz. construction of Changa Samie road in Village Thaloran, Tehsil Bhalessa (Gandoh), District Doda.

Now, therefore, in pursuance of section 6 of the J&K State Land Acquisition Act, Samvat 1990, it is declared that land measuring 02 Kanals and 11 Marlas situated in Village Thaloran, Tehsil Bhalessa (Gandoh), District Doda, particulars whereof are given above is required for public purpose viz. for construction of Changa Samie road in Village Thaloran, Tehsil Bhalessa (Gandoh), District Doda. Further, the Collector, Land Acquisition (SDM), Bhaderwah is directed under section 7 of the said Act to take order for acquisition of the said land after giving prescribed notice to the interested person(s) as required under the Land Acquisition Act/Rules.

However, the Collector concerned shall be personally responsible for identification and proper title verification of all types of land involved in the case for making apportionment of compensation amongst all the interested persons/rightful claimants in accordance with the relevant laws/rules in force, while making the award.

(Sd.) SHAHID ANAYATULLAH, IAS,
Commissioner/Secretary to Government,
Revenue Department.



**THE
JAMMU AND KASHMIR GOVERNMENT GAZETTE**

Vol. 131] Srinagar, Thu., the 2nd Aug., 2018/11th Srav., 1940. [No. 18

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART II—A

Orders by Heads of Departments.

CHARGE REPORTS.

Subject:—Handing over and Taking over the charge of Deputy
Commissioner, Jammu.

In compliance to the Government Order No. 1088-GAD
dated 03-07-2018, issued under endorsement No. GAD (Ser)
Gen/30/2018-I dated 03-07-2018, we the undersigned have handed over
and taken over the charge of the post of Deputy Commissioner, Jammu
today on 04-07-2018 AN.

(Sd.) KUMAR RAJEEV RANJAN, IAS,
Deputy Commissioner, Jammu.
Relieved Officer.

(Sd.) RAMESH KUMAR, IAS,
Deputy Commissioner, Jammu.
Relieving Officer.

In pursuance to Government Order No. 514-GAD of 2018 dated 26-03-2018, issued under endorsement No. GAD (Ser) Genl/77/2011-II dated 26-03-2018, I hereby assume the charge of Deputy Commissioner, Poonch today on 2nd of April, 2018 (FN).

(Sd.) MOHAMMAD AIJAZ, IAS,
Deputy Commissioner,
Poonch.



**THE
JAMMU & KASHMIR GOVERNMENT GAZETTE**

Vol. 131] Srinagar, Thu., the 2nd Aug., 2018/11th Srav., 1940. [No.18

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART II—B

Notifications, Notices and Orders by Heads of Departments.

GOVERNMENT OF JAMMU AND KASHMIR,
OFFICE OF THE COLLECTOR, LAND ACQUISITION
(ASSISTANT COMMISSIONER, REVENUE), REASI.

Final Award

Sub :— Acquisition of land measuring 01 Kanal 08 Marlas falling under
Khasra No. 895 min in Village Laiter, Tehsil Pouni for the erection
of 400 KV D/C Jallandhar-Samba-Amargarh Transmission line
tower.

On the placement of indent by Chief Engineer, System and
Operation Wing, 220 KV Grid Station Complex, Narwal Bala Gladni

Jammu bearing No. CE/S&O/J/T-81/7451-55 dated 26-10-2016, land acquisition proceedings have been initiated for land measuring 01 Kanal 08 Marlas situated in Village Laiter, Tehsil Pouni under the provisions of Land Acquisition Act, 1990 BK and rules made thereunder for the erection of tower location No. AP-112 by issuing notification under section 4 (1) of the Act vide No. ACR/Reasi/2016-17/506-13/R dated 27-10-2016 and was served upon the land owners/interested persons and Indenting Department, who were asked to file their objections, if any within 15 days from the date of issuance of the said notification. No. objection was received by this Collectorate in response to said notification.

The indenting department, in the above mentioned indent, has requested this Collectorate to acquire the said land under PNC mode as the same is urgently needed for the public purpose i. e. erection of Transmission line towers. Accordingly, the case was placed in the Collectors, meeting held on 27-12-2016 under the Chairmanship of District Collector Reasi.

Principle of Compensation Under PNC Mode

The Tehsildar Pouni vide his office letter No. 326/Teh/P/OQ dated 21-11-2016 has submitted that no sale deed mutation has been attested during the last three years in Village Laiter and hence average sale deed rate could not be worked out. However, the average sale deed rate for the mutation attested during the year 2013 has been worked out to the tune of Rs. 86,103/- per kanal and recommended present market rate in the village to the tune of Rs. 2,50,000/-. The Stamp Duty rate for the year 2016-17 for the said village are Rs. 1,60,500/- per kanal for irrigated, Rs. 1,50,000/- for unirrigated and Rs. 3,05,000/- for small pieces of land. On the basis of market rate recommended by Tehsildar Pouni and Stamp Duty rates, the Collector concerned recommended a rate of Rs. 2,50, 000/- per kanal for approval the Collectors meeting under PNC mode irrespective of classification of kind of soil.

Thereafter, the case of land acquisition was placed in Collectors meeting held on 27-12-2016 under the Chairmanship of District Collector Reasi in which Executive Engineer, S&O, PDD, Jammu on behalf of indenting department and land owners were present.

The land owners demanded exorbitant rate on the pretext that even though only small piece of land is being acquired for installation of towers but the land that has actually been rendered less useful under the corridor of transmission line is much more in quantum. The proposed rate of land compensation and rate demanded by the land owners were discussed in the said meeting and after thorough negotiation with the land owners and indenting department, the committee finally approved a rate of Rs. 4,00,000/- (Rupees four lakh only) per kanal irrespective of classification of kind of soil for which land owners also expressed their willingness.

Specification/apportionment of the land under acquisition is as under :-

Tower location No. & Name of Village	Name of owners	Name of culti-vators	Khasra No	Areas .(K-M)	Kind of suil	Rate of land compensation (in lacs)	Land compensation (in lacs)
AP-112 in Village Laiter, Tehsil Pouni	Krishan Lal, Madan Lal, Romesh sons, Smt. Kanta Devi, Chanchalo Devi, Sheelo Devi, Neta Devi daughters, Smt. Rakhi Wd/o Mali Brahamaan R/o Deh in equal share	Self Culti- vation of Krishan Lal, Madan Lal, in Romesh co-sharers in equal share.	895 min	01-08	W-1	Rs. 4.00	Rs. 5.60

Approval of rates of land compensation and sanction of awarded amount has been obtained from District Collector (Deputy Commissioner), Reasi vide No. DC/Rsi/17-18/1243-46/SQ dated 16-02-2018 and same is conveyed to this Collectorate.

On the basis of the apportionment, the land compensation is worked out as under :-

- | | |
|---|----------------|
| 1. Land compensation for land measuring 01 Kanal 08 Marlas @ Rs. 4.00 lakhs PK irrespective of classification of kind of soil | Rs. 5.60 lakhs |
| 2. Administrative charges @ 0.5% | Rs. 2800/- |
| G. Total | Rs. 5,62,800/- |

The requisite certificates are recorded as under :

1. The land is needed for public purpose i. e. erection of 400 KV D/C Jalandhar-Samba-Amargarh Transmission line tower in Village Laiter, Tehsil Pouni.
2. That the adequate funds are available with this Collectorate.
3. That no compensation has been paid in respect of the land under acquisition earlier.
4. That the Shajra Khasra of the land has been authenticated by the indenting department as token of its correctness.
5. That the land compensation will be paid in accordance with the provisions of Agrarian Reforms Act, 1976.
6. That the land under acquisition is free from all encumbrances.
7. The Shajra/Aks prepared in the instant case is in accordance with the spot position and field book.
8. That no Evacuee property/Augaf property/Dharmarth/Forest land is involved in the instant case of land acquisition.

9. It is also certified that the land compensation payable to the owners/interested persons as shown in the apportionment statement shall be tendered in accordance with the provisions of Agrarian Reforms Act, 1976 and guidelines given in the Circular issued by the Revenue Department under No. (LB)-10/80 dated 23-03-1980.

Therefore, I, Harbans Lal, KAS, Collector, Land Acquisition (Assistant Commissioner Revenue), Reasi, in exercise of powers vested in me under J&K Land Acquisition Act, 1990 BK, hereby issue the Final award for an amount of Rs. 5,62,800/- (Rupees five lakhs sixty two thousand and eight hundred only) for the land measuring 01 Kanal 08 Marlas in Village Laiter, Tehsil Pouni, District Reasi for public purpose i. e. erection of 400KV D/C Jalandhar-Samba-Amargarh Transmission line tower in Village Laiter, Tehsil Pouni.

(Sd.) HARBANS LAL, KAS,

Collector, Land Acquisition
(Assistant Commissioner Revenue),
Reasi.

GOVERNMENT OF JAMMU AND KASHMIR,
OFFICE OF THE COLLECTOR, LAND ACQUISITION
(ASSISTANT COMMISSIONER, REVENUE), REASI.

Final Award

Sub :- Acquisition of land measuring 03 Kanals 13 Marlas 6 Sarsai falling under Khasra No. 69 min (01K-04M), 110/71 min (00K-19M-5S) and 76 min (01K-10M-1S) in Village Kalakote, Tehsil Pouni for the erection of 400 KV D/C Jalandhar-Samba-Amargarh Transmission line towers.

On the placement of indent by Chief Engineer, System and Operation Wing, 220 KV Grid Station Complex, Narwal Bala Gladni Jammu bearing No. CE/S&O/J/T-81/7451-55 dated 26-10-2016, land

acquisition proceedings have been initiated for land measuring 03 Kanals, 13 Marlas 6 Sarsai situated in Village Kalakote, Tehsil Pouni under the provisions of Land Acquisition Act, 1990 BK and rules made thereunder for the erection of tower location No. 144, 145 and 146 by issuing notification under section 4 (1) of the Act vide No. ACR/Reasi/16-17/506-13/R dated 27-10-2016 and was served upon the land owners/interested persons and Indenting Department, who were asked to file their objections, if any within 15 days from the date of issuance of the said notification. No. objection was received by this Collectorate in response to said notification.

The indenting department, in the above mentioned indent, has requested this Collectorate to acquire the said land under PNC mode as the same is urgently needed for the public purpose i. e. erection of Transmission line towers. Accordingly, the case was placed in the Collectors meeting held on 27-12-2016 under the Chairmanship of District Collector, Reasi.

Principle of Compensation Under PNC Mode

The Tehsildar Pouni vide his office letter No. 326/Teh/P/OQ dated 21-11-2016 has submitted that no sale deed mutation has been attested during the last three years in Village Kalakote and hence average sale deed rate could not be worked out and recommended present market rate in the village to the tune of Rs. 50,000/-. The Stamp Duty rate for the year 2016-17 for the said village are Rs. 52,500/- per kanal for irrigated, Rs. 38,500/- for unirrigated and Rs. 60,200/- for small pieces of land. On the basis of market rate recommended by Tehsildar Pouni and Stamp Duty rates, the Collector concerned recommended a rate of Rs. 50, 000/- per kanal for approval in the Collectors meeting under PNC mode irrespective of classification of kind of soil.

Thereafter, the case of land acquisition was placed in Collectors meeting held on 27-12-2016 under the Chairmanship of District Collector, Reasi in which Executive Engineer, S&O, PDD, Jammu on behalf of indenting department and land owners were present. The land owners demanded exorbitant rate on the pretext that even though only small piece of land is being acquired for installation of towers but the land that has actually been rendered less useful under the

corridor of transmission line is much more in quantum. The proposed rate of land compensation and rate demanded by the land owners were discussed in the said meeting and after thorough negotiation with the land owners and indenting department, the committee finally approved a rate of Rs. 3,00,000/- (Rupees three lakh only) per kanal irrespective of classification of kind of soil for which land owners also expressed their willingness.

Specification/apportionment of the land under acquisition is as under :-

Tower locat- ion No.	Name of owners	Name of culti- vators	Name of occup- ants	Khasra No.	Areas (K-M-S)	Kind of soil	Rate of land com- pensa- tion (in lacs) PK	Land com- pensa- tion (in lacs)
1	2	3	4	5	6	7	8	9
144	Bashir, Yousaf Ss/o Chedia Bakarwal R/o Deh	Self Culti- vation	Bashir and owners.	69 min	01-04-00	W-1	Rs. 3.00	Rs. 3.60
145	Sham Lal son, Mst. Shakuntla Devi, Santosh Devi, Neelam Kumari daughters, Mst. Koushalya Devi Wd/o Mansa Ram Brahman R/o Deh in equal share	Self Culti- vation	Sham Lal co- sharer.	110/71 min	00-19-05	W-1	Rs. 3.00	Rs. 2.93

1	2	3	4	5	6	7	8	9
146	Indru Ram S/o Ram Chand, Kali Dass S/o Krishan Lal S/o Nikka in equal share Brahman R/o Deh	Self Culti- vation Indru Ram 2 share, Krishan Lal through Rakesh Kumar, Kewal Kumar sons 1 share in equal co-sharers.	Krishan Lal co-sharer.	76 min	01-10-01	W-1	Rs. 3.00 Rs.	4.5166

Approval of rates of land compensation and sanction of awarded amount has been obtained from District Collector (Deputy Commissioner), Reasi vide No. DC/Rsi/17-18/1239-42/SQ dated 16-02-2018 and same is conveyed to this Collectorate.

On the basis of the apportionment, the land compensation is worked out as under :

- | | | |
|----|--|-----------------|
| 1. | Land compensation for land measuring 03 Kanals 13 Marlas 6 Sarsai @ Rs. 3.00 lakhs PK irrespective of classification of kind of soil | Rs. 11.05 lakhs |
| 2. | Administrative charges @ 0.5% | Rs. 5525/- |
| | G. Total | Rs. 11,10,525/- |

The requisite certificates are recorded as under :

- The land is needed for public purpose i. e. erection of 400 KV D/C Jallandhar-Samba-Amargarh Transmission line tower in Village Kalakote, Tehsil Pouni.

2. That the adequate funds are available with this Collectorate.
3. That no compensation has been paid in respect of the land under acquisition earlier.
4. That the Shajra Khasra of the land has been authenticated by the indenting department as token of its correctness.
5. That the land compensation will be paid in accordance with the provisions of Agrarian Reforms Act, 1976.
6. That the land under acquisition is free from all encumbrances.
7. The Shajra Khasra/Aks prepared in the instant case is in accordance with the spot position and field book.
8. That no Evacuee property/Auqaf property/Dharmarth/Forest land is involved in the instant case of land acquisition.
9. It is also certified that the land compensation payable to the owners/interested persons as shown in the apportionment statement shall be tendered in accordance with the provisions of Agrarian Reforms Act, 1976 and guidelines given in the Circular issued by the Revenue Department under No. (LB)-10/80 dated 23-03-1980.

Therefore, I, Harbans Lal, KAS, Collector, Land Acquisition (Assistant Commissioner Revenue), Reasi, in exercise of powers vested in me under J&K Land Acquisition Act, 1990 BK, hereby issue the Final award for an amount of Rs. 11,10,525/- (Rupees eleven lakhs ten thousand five hundred and twenty five only) for the land measuring 03 Kanals 13 Marlas 6 Sarsai in Village Kalakote, Tehsil Pouni, District Reasi for public purpose i. e. erection of 400 KV D/C Jalandhar-Samba-Amargarh Transmission line tower in Village Kalakote, Tehsil Pouni for PDD.

(Sd.) HARBANS LAL, KAS,
Collector, Land Acquisition
(Assistant Commissioner Revenue),
Reasi.

GOVERNMENT OF JAMMU AND KASHMIR,
OFFICE OF THE COLLECTOR, LAND ACQUISITION
(ASSISTANT COMMISSIONER, REVENUE), REASI.

Notification

Sub :— Notification under section 4 (1) of Land Acquisition Act, 1990 BK for acquisition of private land measuring 02 Kanals 16 Marlas for construction of road from Dadar Morh to Kalah at Village Poura Jagir, Tehsil Pouni, District Reasi under PMGSY Phase-X, Package No. JK14-429, Block Pouni, Length=4.450 Kms.

In exercise of the powers vested in me under sub-section (1) of section 4 of the Land Acquisition Act, 1990 BK, I, Harbans Lal, KAS, Collector, Land Acquisition (Assistant Commissioner Revenue), Reasi do hereby notify the land, particulars of which are given below, which is likely to be needed for the public purposes i.e. “construction of road from Dadar Morh to Kalah at Village Poura Jagir”, Tehsil Pouni, District Reasi under PMGSY Phase-X, Package No. JK14-429, Block Pouni, Length=4.450 Kms.

Objections, if any, to the acquisition of the said land shall be received by the undersigned either individually/personally or through authorized agent within 15 days from the date of issuance of this notification in my office at Deputy Commissioner Office Complex, Reasi :—

Specification of land

District	Tehsil	Village	Kh. No.	Area
				K. M.
Reasi	Pouni	Poura Jagir	47 min	02-16

				G. Total
				02-16

Note :— The land under acquisition has been measured in local kanals.

(Sd.) HARBANS LAL, KAS,

Collector, Land Acquisition,
Assistant Commissioner (Revenue),
Reasi.

GOVERNMENT OF JAMMU AND KASHMIR,
SHER-I-KASHMIR INSTITUTE OF MEDICAL SCIENCES
SOURA, SRINAGAR.

Sub :— Re-constitution of Apical Selection Committee SKIMS :
Modification thereof.

Reference :— i. Government Order No.24-SKIMS of 2016 dated
September 01, 2016.

ii. Approval of Hon'ble Chief Minister (Chairperson
Governing Body, SKIMS) dated 11-06-2018.

Government Order No. 52-SKIMS of 2018

Dated, June 13, 2018.

In partial modification to Government Order No. 24-SKIMS of 2016 dated September 01, 2016, Director, All India Institute of Medical Sciences (AIIMS), New Delhi or his representative of the status of Prof. and Head is nominated as Member of the Apical Selection Committee, SKIMS, in place of Prof. M. S. Khuroo, former Director and Dean SKIMS, Soura, (Vice-Chairman) Apical Selection Committee, SKIMS.

By order of the Government of Jammu and Kashmir.

(Sd.) PROF. OMAR JAVED SHAH,

Director, SKIMS and Ex-Officio,
Secretary to Government.

GOVERNMENT OF JAMMU AND KASHMIR,
SHER-I-KASHMIR INSTITUTE OF MEDICAL SCIENCES
SOURA, SRINAGAR.

Sub :— Re-constitution of Governing Body, SKIMS : Modification thereof.

- Reference :— i. Government Order No.26-SKIMS of 2016 dated September 01, 2016.
- ii. Approval of Hon'ble Chief Minister (Chairperson Governing Body, SKIMS) dated 11-06-2018.

Government Order No. 51-SKIMS of 2018

Dated, June 13, 2018.

In partial modification to Government Order No. 26-SKIMS of 2016 dated September 01, 2016, Director, All India Institute of Medical Sciences (AIIMS), New Delhi is nominated as Member of the Governing Body, SKIMS, in place of Prof. M. S. Khuroo, former Director and Dean SKIMS, Soura, Member Governing Body, SKIMS. However, Director AIIMS is given flexibility to depute the senior most Prof. and Head on his behalf to attend any meeting of Governing Body in instances of his non-availability.

By order of the Government of Jammu and Kashmir.

(Sd.) PROF. OMAR JAVED SHAH,

Director, SKIMS and Ex-Officio,
Secretary to Government.

OFFICE OF THE COMMERCIAL TAX OFFICER,
COMMERCIAL TAXES CIRCLE-BUDGAM,
KASHMIR.

Notification

It has been reported by M/s Mohd Ismail Ganie Suthsoo Kalan Chattergam Budgam holding TIN 01942220578 that 11 (Eleven) VAT-65 forms, detailed below have been lost :-

S. No.	VAT-65 Form No's	Date of issue
1.	1208863 to 1208873	29-12-2014.

The dealer has published the loss in daily Greater Kashmir dated 01 July 2018 and daily Aftab dated 01 July 2018. In view of the facts mentioned above, the mentioned VAT 65 forms are hereby declared invalid for the purpose of section 67 (3) of J&K VAT Act, 2005 read with 68 K of J&K VAT Rules. Anybody who finds the said VAT 65 forms shall return the same to the undersigned and further if anyone uses the said form/s, fraudulently, he shall render himself liable to penalty as envisaged under law.

(Sd.)

Commercial Tax Officer,
Commercial Taxes Circle-Budgam.

GOVERNMENT OF JAMMU AND KASHMIR
OFFICE OF THE DISTRICT MAGISTRATE
NANDINI HILLS, SAMBA,

Order

Whereas, it has come to the notice of this office that certain persons and agencies are engaged in transportation of bovine animals like milch/draught animals through trucks and other means from/through District Samba to other Districts of the State ;

Whereas, there have been instances of law and order in the past on account of illegal transportation of bovine animals in the District which disturbs the public peace and tranquility ;

Whereas, it is necessary to take preventive measures to avoid such law and order problems in future.

Now, therefore, I, Sheetal Nanda, IAS, District Magistrate, Samba, in exercise of the powers vested in me under section 144 Cr. P. C. hereby order that no bovine animal such as Cow, Ox, Bull, Calf, Buffalo etc. be transported from Samba to other District's except with permission from District Magistrate/Addl. District Magistrate, Samba.

This order shall come into force with immediate effect and shall remain in force for a period of **two months** from the date of its issuance till the same is rescinded whichever is earlier.

(Sd.) SHEETAL NANDA, IAS,

District Magistrate, Samba.

NOTICE

I, Ranjeet Singh, S/o S. Amar Singh R/o H. No. 87, Sector 10, Nanak Nagar, Jammu, want to change the name of my daughter which was wrongly written as Tanishqa Singh instead of Tanishqa Kour in School records. Objections, if any, may be conveyed to the concerned authority within 7 days.



THE JAMMU AND KASHMIR GOVERNMENT GAZETTE

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ADVERTISEMENTS—C

GOVERNMENT OF JAMMU AND KASHMIR,
OFFICE OF THE GENERAL MANAGER, GOVERNMENT
PRESS, SRINAGAR.

Tender Notice

Sealed tenders affixed with revenue stamps worth ₹ 6/- are invited from the interesting parties for **providing/fitting of heating points and installation of old AC's in newly renovated building** as detailed below. The tenders should reach the office of the undersigned by or before 09-08-2018 up to 1.00 P. M. The interesting tenderer shall require to attach a CDR of ₹ 2000/- with their tender, pledged to the General Manager, Government Press, Srinagar. The interesting parties are requested to quote their rate per unit F. O. R. Press Sempora Srinagar inclusive of fitting charges. The tenders are likely to be opened on the same day by the Petty Purchase Committee of this department. In case the last date of receiving/opening of tenders happens to be a holiday or office remain closed due to unavoidable circumstance, under such eventuality the tenders shall be received and opened on the next working day and shall be deemed to have been extended to that date. The

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tender forms are available in the office of undersigned and can be had against cash payment of ₹ 100/- (non-refundable) up to 08-08-2018 till 3.30 P. M. :—

S. No.	Name of item specification	Quantity
(I)	Installation including gas refilling etc. of old Air Conditioners (split type) 1.5/2.0 ton Voltas 5 Nos. (the AC's shall be provided by this Press)	One Complete job
(II)	Providing and fitting of 5 heating points (for installation of old AC's) with providing of electric copper wire 6mm (quantity as per actual requirement) including 16 amp socket with 32 amp, MCB 5 Nos. each	One Complete job

Terms and Conditions :

1. The tenderer shall have to execute the job within 10 days from the date of intimation.
2. Approved tenderer shall have to execute agreement with this department on the prescribed format.
3. The payment to the approved tenderer shall be made after successful completion of the job subject to verification by the department.
4. The approved tenderer shall have to furnish undertaking with regard to functioning of the system atleast one year from the date of installation of AC's.
5. Tenders found without CDR, shall be rejected by the Purchase Committee.
6. The Purchase Committee of this department reserves the right to accept or reject any or all tenders without assigning any reason thereof.

(Sd.)

General Manager,
Government Press, Srinagar.



رجسٹرڈ نمبر جے کے۔ 33

جموں و کشمیر گورنمنٹ گزٹ

جلد نمبر 131 - سرینگر - مورخہ 2 اگست 2018ء بمطابق 11 سادنا 1940ء و پروار نمبر 18

اشتہارات

از عدالت پرنسپل ڈسٹرکٹ سیشن جج کو لگام

سرکار بنام سجاد احمد بھگت ولد غلام حسن بھگت ساکنہ کوکر گنڈ یاری پورہ

علت نمبر 62 سال 2015ء تھانہ پولیس یاری پورہ

بجرائم زیر دفعات : 8/15 NDPS Act.

وارنٹ گشتی عام زیر دفعہ 512 ضابطہ فوجداری

بخلاف ملزم : ملزم صدر

حکم بنام : اہلکاران پولیس ریاست جموں و کشمیر

مقدمہ مندرجہ عنوان الصدر میں ملزم متذکرہ صدر عرصہ دراز سے غیر حاضر چلا آ رہا ہے اس کو بارہا بطریق معمول طلب کیا گیا ہے الا تاہنوز دستیاب نہ ہوا تعمیل کنندہ نے اپنے رپورٹ میں تحریری طور اظہار کیا کہ ملزم مذکورہ کا کوئی اتہ پتہ نہ ہے اور اُس کی دستیابی ناممکن ہے فاضل ایڈیشنل پبلک پراسیکیوٹر نے اپنے بیان میں سراجلاس اظہار کیا کہ ملزم مذکور مفروضہ ہے۔ اس طور عدالت ہذا کو اطمینان ہوا ہے کہ ملزم کو بطریق معمول طلب کرنا ناممکن ہے۔

لہذا حکم ہوا کہ ملزم متذکرہ صدر اندر حُدود ریاست جموں و کشمیر جہاں کہیں بھی دستیاب ہو اُسے گرفتار کر کے عدالت ہذا میں پیش کریں۔ درج رہے کہ وارنٹ ہذا تا دستیابی ملزم زیر کار رہے گا۔

تحریر الصدر

دستخط : پرنسپل ڈسٹرکٹ سیشن جج کولگام

از عدالت چیف جوڈیشل مجسٹریٹ کولگام

باجلاس :- اقبال احمد مسعودی صاحب

سرکار بنام (1) فاروق احمد بٹ عرف نالی ولد عبدل غنی بٹ ساکنہ چک ڈسن

(2) فبعل رشید راتھر ولد عبدل رشید راتھر ساکنہ میرچھ کولگام (ملزمان)

علت نمبر 62 سال 2017ء تھانہ پولیس یاری پورہ

بجرائم زیر دفعات : 452,307,7/27 A.Act
RPC

وارنٹ گشتی عام زیر دفعہ : 512 ضابطہ فوجداری
بخلاف ملزمان الصدر

حکم بنام : اہلکاران پولیس جموں و کشمیر

مقدمہ مندرجہ عنوان الصدر میں I/o نے چالان عدم حاضری ملزمان پیش کیا ہے اور استدعا کی ہے کہ ملزمان صدر کے خلاف وارنٹ عام جاری کی جائے کیوں کہ اُس کی دستیابی بطریق معمول فی الحال ممکن نہ ہے اور ملزمان کا کوئی اتہ پتہ نہ ہے اور وہ مفرور ہو چکے ہیں اس نسبت I/o متعلقہ کا بیان بھی قلمبند کیا گیا۔ جس سے عدالت ہذا کو اطمینان ہوا کہ ملزمان واقعی طور مفرور ہوا ہیں۔

لہذا ملزمان متذکرہ بالا کے خلاف وارنٹ عام جاری کی جاتی ہیں اور وارنٹ ہذا کی رُو سے تمام اہلکاران پولیس ریاست جموں و کشمیر کو حکم و اختیار دیئے جاتے ہیں کہ وہ ملزمان متذکرہ کو جہاں کہیں بھی اور جب کبھی بھی اندر حدود ریاست جموں و کشمیر سے دستیاب پائیں تو اُن کو گرفتار کر کے عدالت ہذا میں پیش کریں اور وارنٹ ہذا تا دستیابی ملزمان زیر کار رہے گئے وارنٹ ہذا آج دستخط راقم و مہر عدالت اجراء ہوئے ہیں۔

تحریر : 21-12-2017

دستخط : چیف جوڈیشل مجسٹریٹ کو لگام

از عدالت سب جج سپنجر ٹیکس کورٹ سرینگر

سرکار بنام محمد یونس صوفی وغیرہ
علت نمبر 160 سال 2016ء تھانہ پولیس صدر

بجرائم زیر دفعات : 147, 148, 149, 336, 332, 427, 307/RPC

وارنٹ گشتی عام زیر دفعہ : 512 ضابطہ فوجداری
بخلاف ملزم : مدثر احمد بٹ اور اس نند کشمیری ولد غلام محمد بٹ ساکنہ
اولڈ بزرلہ سرینگر

حکم بنام : اہلکاران پولیس جموں و کشمیر

مقدمہ مندرجہ عنوان الصدر میں ملزم بالا کے خلاف چالان زیر دفعہ 512 ضابطہ فوجداری پیش ہوا ہے۔ چالان کے سبب تعمیل کنندہ I/O کا بیان قلم بند کیا گیا ہے۔ انہوں نے اپنے بیان میں اظہار مقدمہ کیا ہے کہ ملزم دیدہ و دانستہ طور پر وپوش رہتا ہے۔ سر دست ملزم کی تعمیل ہونا ناقضی ہے۔ جس سے عدالت کو اطمینان ہوا کہ واقعی ملزم کی تعمیل سر دست ہونا ناممکن ہے۔ لہذا ملزم کو مقدمہ صدر کو اشتہاری قرار دیا جاتا ہے اور اہلکاران پولیس ریاست جموں و کشمیر کو بذریعہ وارنٹ ہذا حکم و اختیار دیا جاتا ہے کہ جہاں کہیں اندر حدود ریاست جموں و کشمیر ملزم دستیاب ہو گرفتار کر کے ہمارے روبرو عدالت ہدائل بحراست ضابطہ پیش کریں وارنٹ ہذا تا دستیابی ملزم زیر کار رہے۔ وارنٹ ہذا آج کے روز مہر عدالت / دستخط راقم کے جاری ہوئے۔

تحریر : 18-01-2018

دستخط : سب جج سپنجر ٹیکس کورٹ سرینگر



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Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART III

Laws, Regulations and Rules passed thereunder.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—FINANCE DEPARTMENT

Notification

Srinagar, the 14th June, 2018.

SRO-275.—In exercise of the powers conferred by section 164
of the Jammu and Kashmir Goods and Services Tax Act, 2017
(Act No. V of 2017), the State Government on the recommendations of

the Council hereby makes the following rules further to amend the Jammu and Kashmir Goods and Services Tax Rules, 2017, namely :—

- (i) in rule 37, in sub-rule (1), after the proviso, the following second proviso shall be added, namely :—

“Provided further that the value of supplies on account of any amount added in accordance with the provisions of clause (b) of sub-section (2) of section 15 shall be deemed to have been paid for the purposes of the second proviso to sub-section (2) of section 16.”;

- (ii) in rule 83, in sub-rule (3), in the second proviso, for the words “one year”, the words **“eighteen months”** shall be substituted ;

- (iii) with effect from 08th of July, 2017, in rule 89, for sub-rule (5), the following shall be substituted, namely :—

“(5) In the case of refund on account of inverted duty structure, refund of input tax credit shall be granted as per the following formula :—

Maximum Refund Amount = {(Turnover of inverted rated supply of goods and services) x Net ITC ÷ Adjusted Total Turnover} - tax payable on such inverted rated supply of goods and services.

Explanation :—For the purposes of this sub-rule, the expressions—

- (a) Net ITC shall mean input tax credit availed on inputs during the relevant period other than the input tax credit availed for which refund is claimed under sub-rules (4A) or (4B) or both ; and
- (b) Adjusted total turnover shall have the same meaning as assigned to it in sub-rule (4).”

- (iv) with effect from 08th July, 2017, in rule 95, in sub-rule (3), for clause (a), the following shall be substituted, namely :—

“(a) the inward supplies of goods or services or both were received from a registered person against a tax invoice.”;

- (v) in rule 97, in sub-rule (1), after the proviso, the following second proviso shall be added, namely :—

“Provided further that an amount equivalent to fifty per cent of the amount of cess determined under sub-section (5) of section 54 read with section 11 of the Goods and Services Tax (Compensation to States) Act, 2017 (15 of 2017), shall be deposited in the Fund.” ;

- (vi) in rule 133, for sub-rule (3), the following shall be substituted, namely :—

“(3) Where the Authority determines that a registered person has not passed on the benefit of the reduction in the rate of tax on the supply of goods or services or the benefit of input tax credit to the recipient by way of commensurate reduction in prices, the Authority may order—

- (a) reduction in prices ;
- (b) return to the recipient, an amount equivalent to the amount not passed on by way of commensurate reduction in prices along with interest at the rate of eighteen per cent from the date of collection of the higher amount till the date of the return of such amount or recovery of the amount including interest not returned, as the case may be ;
- (c) the deposit of an amount equivalent to fifty per cent of the amount determined under the above clause in the Fund constituted under section 57 and the remaining fifty per cent of the amount in the Fund constituted under section 57 of the Jammu and Kashmir Goods and Services Tax Act, 2017, where the eligible person does not claim return of the amount or is not identifiable ;

- (d) imposition of penalty as specified under the Act ; and
- (e) cancellation of registration under the Act.” ;
- (vii) in rule 138, in sub-rule (14), after clause (n), the following clause shall be added, namely :—

“(o) where empty cylinders for packing of liquefied petroleum gas are being moved for reasons other than supply.” ;

- (viii) in **FORM GSTR-4**, in the Instructions, for SI. No. 10, the following shall be substituted, namely :—

“10. For the tax periods July, 2017 to September, 2017, October, 2017 to December, 2017, January, 2018 to March, 2018 and April, 2018 to June, 2018, serial 4A of Table 4 shall not be furnished.” ;

- (ix) with effect from 08th July, 2017, in **FORM GST PCT-01**, in PART B,—

- (a) against SI. No. 4, after entry (10), the following shall be inserted, namely :—

“(11) Sales Tax practitioner under existing law for a period of not less than five years

(12) tax return preparer under existing law for a period of not less than five years”;

- (b) after the **“Consent”**, the following shall be inserted, namely :—

“Declaration :

I hereby declare that—

- (i) I am a citizen of India ;
- (ii) I am a person of sound mind ;
- (iii) I have not been adjudicated as an insolvent ; and
- (iv) I have not been convicted by a competent court.” ;

(x) in **FORM GST RFD-01**, in Annexure-1,

(a) for Statement 1A, the following Statement shall be substituted, namely :—

“Statement 1A

[See rule 89(2)(h)]

Refund Type : ITC accumulated due to inverted tax structure [clause (ii) of first proviso to section 54(3)]

Sl. No.	Details of invoices of inward supplies received				Tax paid on inward supplies			Details of invoices of outward supplies issued			Tax paid on outward supplies		
	GSTIN of the supplier	No.	Date	Taxable Value	Integrated Tax	Central Tax	State Tax	No.	Date	Taxable Value	Integrated Tax	Central Tax	State Tax
1	2	3	4	5	6	7	8	9	10	11	12	13	14
													”;

(b) for Statement 5B, the following Statement shall be substituted, namely :—

“Statement 5B

[See rule 89(2)(g)]

Refund Type : On account of deemed exports

(Amount in Rs.)

Sl. No.	Details of invoices of outward supplies in case refund is claimed by supplier/details of invoices of inward supplies in case refund is claimed by recipient				Tax paid			
	GSTIN of the supplier	No.	Date	Taxable Value	Integrated Tax	Central Tax	State Tax	Cess
1	2	3	4	5	6	7	8	9
								;

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(b) for Statement 5B, the following Statement shall be substituted, namely :—

“Statement 5B

[See rule 89(2)(g)]

Refund Type : On account of deemed exports

(Amount in Rs.)

Sl. No.	Details of invoices of outward supplies in case refund is claimed by supplier/details of invoices of inward supplies in case refund is claimed by recipient				Tax paid			
	GSTIN of the supplier	No.	Date	Taxable Value	Integrated Tax	Central Tax	State Tax	Cess
1	2	3	4	5	6	7	8	9
								.”

This notification shall come into force with effect from the date of publication of corresponding notification in the Central Gazette.

(Sd.) NAVIN K. CHOUDHARY, IAS,
Principal Secretary to Government,
Finance Department.



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PART I-B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—FINANCE DEPARTMENT

Notification

Srinagar, the 14th June, 2018.

SRO-276.—In exercise of the powers conferred by sub-section (8) of section 67 of the Jammu and Kashmir Goods and Services Tax Act, 2017 (**Act No. V of 2017**) (hereinafter referred to as the said Act), the State Government on the recommendations of the Council hereby notifies the goods or the class of goods (hereinafter referred to as the said goods) mentioned in the Schedule below, which shall, as soon as may be after its

seizure under sub-section (2) of section 67 of the said Act, be disposed of by the proper officer, having regard to the perishable or hazardous nature, depreciation in value with the passage of time, constraints of storage space or any other relevant considerations of the said goods.

Schedule

- (1) Salt and hygroscopic substances
- (2) Raw (wet and salted) hides and skins
- (3) Newspapers and periodicals
- (4) Menthol, Camphor, Saffron
- (5) Refills for ball-point pens
- (6) Lighter fuel, including lighters with gas, not having arrangement for refilling
- (7) Cells, batteries and rechargeable batteries
- (8) Petroleum Products
- (9) Dangerous drugs and psychotropic substances
- (10) Bulk drugs and chemicals falling under Section VI of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975)
- (11) Pharmaceutical products falling within Chapter 30 of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975)
- (12) Fireworks
- (13) Red Sander
- (14) Sandalwood
- (15) All taxable goods falling within Chapters 1 to 24 of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975)

- (16) All unclaimed/abandoned goods which are liable to rapid depreciation in value on account of fast change in technology or new models etc.
- (17) Any goods seized by the proper officer under section 67 of the said Act, which are to be provisionally released under sub-section (6) of section 67 of the said Act, but provisional release has not been taken by the concerned person within a period of one month from the date of execution of the bond for provisional release.

The notification shall come into force with effect from 13th day of June, 2018.

(Sd.) NAVIN K. CHOUDHARY, IAS,
Principal Secretary to Government,
Finance Department.



**THE
JAMMU & KASHMIR GOVERNMENT GAZETTE**

Vol. 131] Srinagar, Tue., the 19th June, 2018/29th Jyai., 1940. [No. 11-e

Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART III

Laws, Regulations and Rules passed thereunder.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—FINANCE DEPARTMENT

Notification

Srinagar, the 19th June, 2018.

SRO-277.—In the exercise of the powers conferred by proviso to section 124 of the constitution of Jammu and Kashmir, the Governor is pleased to direct that clause (a) of sub-rule (4) of rule 5 of the Jammu and Kashmir Civil Services (Medical Attendance-cum-Allowance) Rules, 1990 shall be substituted by the following, namely :—

“(a) If the Government servant himself/herself or any member of his/her family dependent upon him/her is suffering from heart

ailment, renal failure, cancer or any other disease/life consuming disease and needs hospital treatment, the treatment may be taken in Acharya Shri Chandra College of Medical Sciences and Hospital, Jammu or Shri Mata Vaishno Devi Narayana Hospital, Kakryal, Reasi :

Provided that the reimbursement of admissible items/procedures shall be restricted to the rates applicable thereof at Government Medical College Hospital Jammu/Srinagar whichever is less :

Provided further that in the event, such a treatment facility is not available in the Government Medical College Hospital Jammu/Srinagar, but is available in S. K. Institute of Medical Sciences Soura, Srinagar, the reimbursement charges in that case shall be restricted to the rates prevalent in SKIMS Soura, Srinagar or Acharya Shri Chandra College of Medical Sciences and Hospital Jammu or Shri Mata Vaishno Devi Narayana Hospital, Kakryal, Reasi, whichever is least”.

By order of the Government of Jammu and Kashmir.

(Sd.) NAVIN K. CHOUDHARY, IAS,
Principal Secretary to Government,
Finance Department.

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—DEPARTMENT OF LAW, JUSTICE AND
PARLIAMENTARY AFFAIRS
(Judicial Administration Section)

Notification

Srinagar, the 21st of June, 2018.

SRO-278.—In exercise of the powers conferred by section 6 read with section 7 of the Jammu and Kashmir Criminal Law Amendment Act, 1958 (Act No. III of 1958) and in partial modification of all previous notifications on the subject, the Government hereby appoint Shri Tasleem Arief, District Judge as Additional Judge, Anti-Corruption, Jammu for trial of offences specified in clauses (a), (b) and (c) of sub-section (1) of section 6 of the said Act.

By order of the Government of Jammu and Kashmir.

(Sd.) ABDUL MAJID BHAT,

Secretary to Government,
Department of Law, Justice and Parliamentary Affairs.



**THE
JAMMU & KASHMIR GOVERNMENT GAZETTE**

Vol. 131] Srinagar, Thu., the 21st June, 2018/31st Jyai., 1940. [No. 12-b

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separate compilation.

PART I-B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—HOME DEPARTMENT

Notification

Srinagar, the 21st June, 2018.

SRO-279.—In exercise of the powers conferred by clause (b) of section 2 of the Prisoners Act, Samvat 1977 (Act No. XXXIII of 1977), the Government hereby declare the “building of Border Police Post at Ajote (Poonch)” and “Lock-Up at Police Station, Poonch” as

“Subsidiary Jails” for male and female under trials, respectively. The description of the building and Lock-Up is given in Annexure “A” and “B” to this notification.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Principal Secretary to Government,
Home Department.

Annexure 'A' to SRO-279 dated 21-06-2018

Description/dimensions of Border Police Post, Ajote, Poonch.

- i. "Two rooms (10'x12'), with washroom measuring (6'x7').
- ii. One room (10'x7') with kitchen/washroom.
- iii. Two lock-up rooms (8'x9') with washroom measuring (4'x4').
- iv. Gallery (16'x16')".

(Sd.) SHAKEEL-UR-REHMAN,

Special Secretary to Government,
Home Department.

Annexure 'B' to SRO-279 dated 21-06-2018

Dimensions of Lock-up at Police Station, Poonch.

“Lock-up with dimensions (17'x12') along with attached washroom with dimensions (8'x5')”.

(Sd.) SHAKEEL-UR-REHMAN,

Special Secretary to Government,
Home Department.



**THE
JAMMU & KASHMIR GOVERNMENT GAZETTE**

Vol. 131] Srinagar, Fri., the 22nd June, 2018/1st Asad., 1940. [No. 12-c

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separate compilation.

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—GENERAL ADMINISTRATION
DEPARTMENT

Notification

Srinagar, the 22nd June, 2018.

SRO-280.—In exercise of the powers conferred by proviso to section 124 of the Constitution of Jammu and Kashmir, the Governor hereby direct that the entries appearing under Schedule “A” of the Jammu

and Kashmir Secretariat (Gazetted) Service Recruitment Rules, 1976 shall be substituted by the following, namely :—

Class-I	Name of the post	Number of posts
1	2	3
(a)	Under Secretaries to Government/Under Secretary, J&K Public Service Commission/Under Secretary, Chief Ministers Secretariat/Under Secretary in the Office of Commissioner, Civil Aviation	115
(b)	Assistant Director, Directorate of Estates	01
(c)	Public Relation Officer, Civil Secretariat	01
(d)	Staff Welfare Officer, Civil Secretariat	01
(e)	Instructor, Secretariat Training Class	01
(f)	Administrative Officers, J&K Services Selection Board	02
(g)	Under Secretary in the Office of Commissioner for Persons with Disabilities.	01
(h)	Additional Private Secretaries with the Minister/Ministers of State (Including Advisor to the Chief Minister)	12
(A)	Total	134
	Deputation Reserve @ 5%	07
	Leave Reserve @ 10%	13
	Training Reserve @ 10% of direct quota of posts (50% of “A” above)	07
	Total cadre Strength of Class- I	161

1	2	3
Class-II	Private Secretaries	58
	Private Secretaries with the Ministers/Ministers of State (including Advisor to the Chief Minister)	12
	Private Secretary in the Office of Commissioner for Persons with Disabilities	01
	Total	71
	Deputation Reserve @ 5%	04
	Leave Reserve @ 10%	07
	Total Cadre Strength of Class- II	82

By order of the Governor.

(Sd.) KHURSHID AHMED,

Commissioner/Secretary to the Government,
General Administration Department.

EXTRAORDINARY

REGD. NO. JK—33

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—REVENUE DEPARTMENT

Notification

Srinagar, the 25th June, 2018.

SRO-283.—In exercise of the powers conferred by clause (b) of section 3 of the Jammu and Kashmir Grant of Permanent Resident Certificate (Procedure) Act, 1963 (Act No. XIII of 1963), and in supersession of all previous notifications issued in this behalf, the Government hereby appoint Sh. Inderjeet Singh Parihar, KAS, Assistant Commissioner (Revenue), Kishtwar to be the competent authority for the purposes of the said Act within the territorial jurisdiction of Tehsil Kishtwar, Bunjwah, Drabshalla and Nagseni of District Kishtwar.

By order of the Government of Jammu and Kashmir.

(Sd.) SHAHID ANAYATULLAH, IAS,
Commissioner/Secretary to Government,
Revenue Department.

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—DEPARTMENT OF LAW, JUSTICE AND
PARLIAMENTARY AFFAIRS
(Power Section)

Notification

Srinagar, the 25th June, 2018.

SRO-284.—In exercise of powers conferred by sub-section (1) of section 12 of the Code of Criminal Procedure, Samvat 1989, the Government hereby appoint the following Officers to be the Executive Magistrates of the First Class who shall exercise all the powers of an Executive Magistrate of the First Class within their respective territorial jurisdictions of District Rajouri :—

- | | |
|-------------------------|------------------------|
| 1. Qadeer-ul-Rehman | Tehsildar, Thannamandi |
| 2. Sheraz Ahmad Chauhan | Tehsildar, Manjakote |
| 3. Vikas Anand | Tehsildar, Beri Pattan |

By order of the Government of Jammu and Kashmir.

(Sd.) ABDUL MAJID BHAT,

Secretary to Government,
Department of Law, Justice and Parliamentary Affairs.

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—DEPARTMENT OF LAW, JUSTICE AND
PARLIAMENTARY AFFAIRS
(Judicial Administration Section)

Notification

Srinagar, the 25th of June, 2018.

SRO-285.—In exercise of the powers conferred by section 28 of the Jammu and Kashmir Protection of Children from Sexual Violence Ordinance, 2018, the Government in consultation with the High Court designates Court of Principal District and Sessions Judge in every District as Special Court to try the offences under the said Ordinance.

By order of the Government of Jammu and Kashmir.

(Sd.) ABDUL MAJID BHAT,

Secretary to Government,
Department of Law, Justice and Parliamentary Affairs.

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—DEPARTMENT OF LAW, JUSTICE AND
PARLIAMENTARY AFFAIRS
(Judicial Administration Section)

Notification

Srinagar, the 25th of June, 2018.

SRO-286.—In exercise of the powers conferred by section 33 of the Jammu and Kashmir Protection of Children from Sexual Violence Ordinance, 2018 read with sub-section (1) of section 492 of the Code of Criminal Procedure, Samvat 1989, the Government appoints all the Public Prosecutors in the Courts of Principal District and Sessions Courts as Special Public Prosecutor for Special Courts for conducting cases under the provisions of the Jammu and Kashmir Protection of Children from Sexual Violence Ordinance, 2018.

By order of the Government of Jammu and Kashmir.

(Sd.) ABDUL MAJID BHAT,

Secretary to Government,
Department of Law, Justice and Parliamentary Affairs.

EXTRAORDINARY

REGD. NO. JK—33



**THE
JAMMU & KASHMIR GOVERNMENT GAZETTE**

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PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—TOURISM DEPARTMENT

Notification

Srinagar, the 25th June, 2018.

SRO-287.—In exercise of the powers conferred by section 3 of the Jammu and Kashmir Public Premises (Eviction of Unauthorized Occupants) Act, 1988 and in supersession of all previous notifications issued in this behalf, the Government of Jammu and Kashmir hereby appoint

following officers as “Estate Officers” for the purposes of the said Act, with jurisdiction shown against each :—

S. No.	Name	Designation	Jurisdiction
1.	Mr. Sarfaraz Mohammad	Deputy Director, Recreation, Kashmir	Directorate of Tourism, Kashmir
2.	Smt. Subah Mehta	Deputy Director, Tourism, Jammu	Jammu, Samba, Kathua and Sarthal
3.	Mr. Malikzada Shiraz-ul-Haq	Chief Executive Officer, Poonch Development Authority (holding additional charge of Assistant Director Tourism, Rajouri)	Rajouri and Poonch

By order of the Government of Jammu and Kashmir.

(Sd.) RIGZIAN SAMPHEAL, IAS,

Secretary to the Government,
Tourism Department.

EXTRAORDINARY

REGD. NO. JK—33

PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—REVENUE DEPARTMENT

Notification

Srinagar, the 25th June, 2018.

SRO-288.—In exercise of powers conferred by sub-sections (4) and (5) of section 6 of the Jammu and Kashmir Land Revenue Act, Samvat 1996 (XII of 1996), and in supersession of all previous notifications issued in this behalf, the Government hereby confer upon Dr. Sagar D. Doifode, Addl. Deputy Commissioner, Srinagar, the powers of Collector, Land Acquisition, PWD (R&B) in District Srinagar.

By order of the Government of Jammu and Kashmir.

(Sd.) SHAHID ANAYATULLAH, IAS,
Commissioner/Secretary to Government,
Revenue Department.



**THE
JAMMU & KASHMIR GOVERNMENT GAZETTE**

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PART I—B

Jammu and Kashmir Government—Notifications.

GOVERNMENT OF JAMMU AND KASHMIR
CIVIL SECRETARIAT—HOME DEPARTMENT

Notification

Srinagar, the 26th June, 2018.

SRO-289.—Whereas, the immovable property comprising of land measuring 12 Marlas, under Khasra No. 39 (Old)/320 (New) of Class-III situated at Village Rattnu Chak, Tehsil Jammu is required by the Union Government in connection with the purposes of the Union.

Whereas, a requisition in this behalf has been received by the State Government from the Ministry of Defence, Government of India.

Now, therefore, in exercise of powers conferred by section 21 of the Jammu and Kashmir Requisitioning and Acquisition of Immovable Property Act, 1968, the Government hereby notifies that the aforesaid property be requisitioned.

By order of the Government of Jammu and Kashmir.

(Sd.) R. K. GOYAL, IAS,

Principal Secretary to Government,
Home Department.

EXTRAORDINARY

REGD. NO. JK-33



**THE
JAMMU AND KASHMIR GOVERNMENT GAZETTE**

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Separate paging is given to this part in order that it may be filed as a
separate compilation.

PART IV

Reprints from the Government of India Gazette.

**MINISTRY OF LAW AND JUSTICE
(Legislative Department)**

New Delhi, the 6th June, 2018/Jyaistha 16, 1940 (Saka).

**THE INSOLVENCY AND BANKRUPTCY CODE
(AMENDMENT) ORDINANCE, 2018**

No. 6 of 2018

Promulgated by the President in the Sixty-ninth Year of the Republic
of India.

An Ordinance further to amend the Insolvency and Bankruptcy
Code, 2016.

Whereas, the Insolvency and Bankruptcy Code, 2016 (the Code), *inter alia*, provides for insolvency resolution of corporate persons in a time bound manner for maximisation of value of assets of such persons ;

And whereas, a need has been felt, *inter alia*, to balance the interests of various stakeholders in the Code, especially interests of home buyers and micro, small and medium enterprises, promoting resolution over liquidation of corporate debtor by lowering the voting threshold of committee of creditors and streamlining provisions relating to eligibility of resolution applicants ;

And whereas, Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action.

Now, therefore, in exercise of the powers conferred by clause (1) of Article 123 of the Constitution, the President is pleased to promulgate the following Ordinance :—

1. *Short title and commencement.*—(1) This Ordinance may be called the Insolvency and Bankruptcy Code (Amendment) Ordinance, 2018.

(2) It shall come into force at once.

2. *Amendment of section 3.*—In the Insolvency and Bankruptcy Code, 2016 (31 of 2016) (hereinafter referred to as the principal Act), in section 3, in clause (12), for the word “repaid”, the word “paid” shall be substituted.

3. *Amendment of section 5.*—In section 5 of the principal Act,—

(i) after clause (5), the following clause shall be inserted, namely :—

‘(5A) “corporate guarantor” means a corporate person who is the surety in a contract of guarantee to a corporate debtor ;’ ;

(ii) in clause (8), in sub-clause (f), the following Explanation shall be inserted, namely :—

‘*Explanation* :— For the purposes of this sub-clause,—

(i) any amount raised from an allottee under a real estate project shall be deemed to be an amount having the commercial effect of a borrowing ; and

- (ii) the expressions, “allottee” and “real estate project” shall have the meanings respectively assigned to them in clauses (d) and (zn) of section 2 of the Real Estate (Regulation and Development) Act, 2016 (16 of 2016) ;’ ;
- (iii) in clause (21), for the word “repayment”, the word “payment” shall be substituted ;
- (iv) after clause (24), the following clause shall be inserted, namely :—
‘(24A) “related party”, in relation to an individual, means—
 - (a) a person who is a relative of the individual or a relative of the spouse of the individual ;
 - (b) a partner of a limited liability partnership, or a limited liability partnership or a partnership firm, in which the individual is a partner ;
 - (c) a person who is a trustee of a trust in which the beneficiary of the trust includes the individual, or the terms of the trust confers a power on the trustee which may be exercised for the benefit of the individual ;
 - (d) a private company in which the individual is a director and holds along with his relatives, more than two per cent of its share capital ;
 - (e) a public company in which the individual is a director and holds along with relatives, more than two per cent of its paid-up share capital ;
 - (f) a body corporate whose board of directors, managing director or manager, in the ordinary course of business, acts on the advice, directions or instructions of the individual ;

- (g) a limited liability partnership or a partnership firm whose partners or employees in the ordinary course of business, act on the advice, directions or instructions of the individual ;
- (h) a person on whose advice, directions or instructions, the individual is accustomed to act ;
- (i) a company, where the individual or the individual along with its related party, own more than fifty per cent of the share capital of the company or controls the appointment of the board of directors of the company.

*Explanation :—*For the purposes of this clause,—

- (a) “relative”, with reference to any person, means anyone who is related to another, in the following manner, namely :—
 - (i) members of a Hindu Undivided Family ;
 - (ii) husband ;
 - (iii) wife ;
 - (iv) father ;
 - (v) mother ;
 - (vi) son ;
 - (vii) daughter ;
 - (viii) son’s daughter and son ;
 - (ix) daughter’s daughter and son ;
 - (x) grandson’s daughter and son ;
 - (xi) grand daughter’s daughter and son ;
 - (xii) brother ;

(xiii) sister ;

(xiv) brother's son and daughter ;

(xv) sister's son and daughter ;

(xvi) father's father and mother ;

(xvii) mother's father and mother ;

(xviii) father's brother and sister ;

(xix) mother's brother and sister ; and

(b) wherever the relation is that of a son, daughter, sister or brother, their spouses shall also be included ;'.

4. *Amendment of section 7.*—In section 7 of the principal Act, in sub-section (1), for the words “other financial creditors”, the words “other financial creditors, or any other person on behalf of the financial creditor, as may be notified by the Central Government,” shall be substituted.

5. *Amendment of section 8.*—In section 8 of the principal Act,—

(a) in sub-section (2),—

(i) in clause (a), for the words “if any, and”, the words “if any, or” shall be substituted ;

(ii) in clause (b), for the word “repayment”, the word “payment” shall be substituted ;

(b) in the Explanation, for the word “repayment”, the word “payment” shall be substituted.

6. *Amendment of section 9.*—In section 9 of the principal Act,—

(a) in sub-section (3),—

(i) in clause (c), for the words “by the corporate debtor ; and”, the words “by the corporate debtor, if available ;” shall be substituted ;

- (ii) for clause (d), the following clauses shall be substituted, namely :—

“(d) a copy of any record with information utility confirming that there is no payment of an unpaid operational debt by the corporate debtor, if available ; and

(e) any other proof confirming that there is no payment of an unpaid operational debt by the corporate debtor or such other information, as may be prescribed.” ;

- (b) in sub-section (5),—

- (A) in clause (i), in sub-clause (b), for the word “repayment”, the word “payment” shall be substituted ;

- (B) in clause (ii), in sub-clause (b), for the word "repayment", the word “payment” shall be substituted.

7. Amendment of section 10.—In section 10 of the principal Act,—

- (a) for sub-section (3), the following sub-section shall be substituted, namely :—

“(3) The corporate applicant shall, along with the application, furnish—

- (a) the information relating to its books of account and such other documents for such period as may be specified ;
- (b) the information relating to the resolution professional proposed to be appointed as an interim resolution professional ; and
- (c) the special resolution passed by shareholders of the corporate debtor or the resolution passed by at least

three-fourth of the total number of partners of the corporate debtor, as the case may be, approving filing of the application.” ;

(b) in sub-section (4),—

- (i) in clause (a), after the words “if it is complete”, the words “and no disciplinary proceeding is pending against the proposed resolution professional” shall be inserted ;
- (ii) in clause (b), after the words “if it is incomplete”, the words “or any disciplinary proceeding is pending against the proposed resolution professional” shall be inserted.

8. *Amendment of section 12.*—In section 12 of the principal Act, in sub-section (2), for the word “seventy-five”, the word “sixty-six” shall be substituted.

9. *Insertion of new section 12A.*—After section 12 of the principal Act, the following section shall be inserted, namely :—

“12A. **Withdrawal of application admitted under section 7, 9 or 10.**—The Adjudicating Authority may allow the withdrawal of application admitted under section 7 or section 9 or section 10, on an application made by the applicant with the approval of ninety per cent voting share of the committee of creditors, in such manner as may be prescribed.”.

10. *Amendment of section 14.*—In section 14 of the principal Act, for sub-section (3), the following sub-section shall be substituted, namely :—

“(3) The provisions of sub-section (1) shall not apply to—

- (a) such transaction as may be notified by the Central Government in consultation with any financial regulator ;

- (b) a surety in a contract of guarantee to a corporate debtor.”.

11. *Amendment of section 15.*—In section 15 of the principal Act, in sub-section (1), in clause (c), for the word “claims”, the words “claims, as may be specified” shall be substituted.

12. *Amendment of section 16.*—In section 16 of the principal Act, in sub-section (5), for the words “shall not exceed thirty days from date of his appointment”, the words and figures “shall continue till the date of appointment of the resolution professional under section 22” shall be substituted.

13. *Amendment of section 17.*—In section 17 of the principal Act, in sub-section (2),—

- (i) in clause (d), for the words “may be specified.”, the words “may be specified ; and” shall be substituted ;
- (ii) after clause (d), the following clause shall be inserted, namely :—

“(e) be responsible for complying with the requirements under any law for the time being in force on behalf of the corporate debtor.”.

14. *Amendment of section 18.*—In section 18 of the principal Act, in the *Explanation*, for the word “sub-section”, the word “section” shall be substituted.

15. *Amendment of section 21.*—In section 21 of the principal Act,—

- (i) in sub-section (2),—
 - (a) in the proviso, for the words “related party to whom a corporate debtor owes a financial debt”, the words “financial creditor or the authorised representative of the financial creditor referred to in sub-section (6) or sub-section (6A) or sub-section (5) of section 24, if it

is a related party of the corporate debtor,” shall be substituted ;

- (b) after the proviso, the following proviso shall be inserted, namely :—

“Provided further that the first proviso shall not apply to a financial creditor, regulated by a financial sector regulator, if it is a related party of the corporate debtor solely on account of conversion or substitution of debt into equity shares or instruments convertible into equity shares, prior to the insolvency commencement date.” ;

- (ii) in sub-section (3), for the word “Where”, the words, brackets and figures and letter “Subject to sub-sections (6) and (6A), where” shall be substituted ;
- (iii) in sub-section (6), in the opening portion, the words “or issued as securities” shall be omitted ;
- (iv) after sub-section (6), the following sub-sections shall be inserted, namely :—

“(6A) Where a financial debt—

- (a) is in the form of securities or deposits and the terms of the financial debt provide for appointment of a trustee or agent to act as authorised representative for all the financial creditors, such trustee or agent shall act on behalf of such financial creditors ;
- (b) is owed to a class of creditors exceeding the number as may be specified, other than the creditors covered under clause (a) or sub-section (6), the interim resolution professional shall make an application to the Adjudicating Authority along with the list of all financial creditors, containing the name of an

insolvency professional, other than the interim resolution professional, to act as their authorised representative who shall be appointed by the Adjudicating Authority prior to the first meeting of the committee of creditors ;

- (c) is represented by a guardian, executor or administrator, such person shall act as authorised representative on behalf of such financial creditors,

and such authorised representative under clause (a) or clause (b) or clause (c) shall attend the meetings of the committee of creditors, and vote on behalf of each financial creditor to the extent of his voting share.

(6B) The remuneration payable to the authorised representative—

- (i) under clauses (a) and (c) of sub-section (6A), if any, shall be as per the terms of the financial debt or the relevant documentation ; and
- (ii) under clause (b) of sub-section (6A) shall be as specified which shall be jointly borne by the financial creditors.” ;

- (v) for sub-sections (7) and (8), the following sub-sections shall be substituted, namely :—

“(7) The Board may specify the manner of voting and the determining of the voting share in respect of financial debts covered under sub-sections (6) and (6A).

(8) Save as otherwise provided in this Code, all decisions of the committee of creditors shall be taken by a vote of not less than fifty-one per cent of voting share of the financial creditors :

Provided that where a corporate debtor does not have any financial creditors, the committee of creditors shall be

constituted and shall comprise of such persons to exercise such functions in such manner as may be specified.”.

16. *Amendment of section 22.*—In section 22 of the principal Act,—

- (a) in sub-section (2), for the word, “seventy-five”, the word “sixty-six” shall be substituted ;
- (b) in sub-section (3),—
 - (i) in clause (a), after the words “resolution professional”, the words “subject to a written consent from the interim resolution professional in the specified form” shall be inserted ;
 - (ii) in clause (b), after the words “appointment of the proposed resolution professional”, the words “along with a written consent from the proposed resolution professional in the specified form” shall be inserted.

17. *Amendment of section 23.*—In section 23 of the principal Act, in sub-section (1), the following proviso shall be inserted, namely :—

“Provided that the resolution professional shall, if the resolution plan under sub-section (6) of section 30 has been submitted, continue to manage the operations of the corporate debtor after the expiry of the corporate insolvency resolution process period until an order is passed by the Adjudicating Authority under section 31.”.

18. *Amendment of section 24.*—In section 24 of the principal Act,—

- (i) in sub-section (3), in clause (a), for the words “Committee of creditors”, the words, brackets, figures and letter “committee of creditors, including the authorised representatives referred to in sub-sections (6) and (6A) of section 21 and sub-section (5)” shall be substituted ;
- (ii) in sub-section (5), for the words “Any creditor”, the words, brackets, figures and letters “Subject to sub-sections (6), (6A) and (6B) of section 21, any creditor” shall be substituted.

19. *Insertion of new section 25A.*— After section 25 of the principal Act, the following section shall be inserted, namely :—

‘25A. Rights and duties of authorised representative of financial creditors.—(1) The authorised representative under sub-section (6) or sub- section (6A) of section 21 or sub-section (5) of section 24 shall have the right to participate and vote in meetings of the committee of creditors on behalf of the financial creditor he represents in accordance with the prior voting instructions of such creditors obtained through physical or electronic means.

(2) It shall be the duty of the authorised representative to circulate the agenda and minutes of the meeting of the committee of creditors to the financial creditor he represents.

(3) The authorised representative shall not act against the interest of the financial creditor he represents and shall always act in accordance with their prior instructions :

Provided that if the authorised representative represents several financial creditors, then he shall cast his vote in respect of each financial creditor in accordance with instructions received from each financial creditor, to the extent of his voting share :

Provided further that if any financial creditor does not give prior instructions through physical or electronic means, the authorised representative shall abstain from voting on behalf of such creditor.

(4) The authorised representative shall file with the committee of creditors any instructions received by way of physical or electronic means, from the financial creditor he represents, for voting in accordance therewith, to ensure that the appropriate voting instructions of the financial creditor he represents is correctly recorded by the interim resolution professional or resolution professional, as the case may be.

Explanation :—For the purposes of this section, the “electronic means” shall be such as may be specified.’.

20. *Amendment of section 27.*—In section 27 of the principal Act, for sub-section (2), the following sub-section shall be substituted, namely :—

“(2) The committee of creditors may, at a meeting, by a vote of sixty-six per cent of voting shares, resolve to replace the resolution professional appointed under section 22 with another resolution professional, subject to a written consent from the proposed resolution professional in the specified form.”.

21. *Amendment of section 28.*—In section 28 of the principal Act, in sub-section (3), for the word, “seventy-five”, the word “sixty-six” shall be substituted.

22. *Amendment of section 29A.*—In section 29A of the principal Act,—

(i) in clause (c),—

(A) for the words “has an account,”, the words “at the time of submission of the resolution plan has an account,” shall be substituted ;

(B) after the words and figures “the Banking Regulation Act, 1949”, the words “or the guidelines of a financial sector regulator issued under any other law for the time being in force,” shall be inserted ;

(C) after the proviso, the following shall be inserted, namely :—

“Provided further that nothing in this clause shall apply to a resolution applicant where such applicant is a financial entity and is not a related party to the corporate debtor.

Explanation I :— For the purposes of this proviso, the expression “related party” shall not include a financial entity, regulated by a financial sector regulator, if it is a financial creditor of the corporate debtor and is a related party of the corporate debtor solely on account of conversion or substitution of debt into

equity shares or instruments convertible into equity shares, prior to the insolvency commencement date.

Explanation II :— For the purposes of this clause, where a resolution applicant has an account, or an account of a corporate debtor under the management or control of such person or of whom such person is a promoter, classified as non-performing asset and such account was acquired pursuant to a prior resolution plan approved under this Code, then, the provisions of this clause shall not apply to such resolution applicant for a period of three years from the date of approval of such resolution plan by the Adjudicating Authority under this Code ;” ;

- (ii) for clause (d), the following clause shall be substituted, namely :—

“(d) has been convicted for any offence punishable with imprisonment—

- (i) for two years or more under any Act specified under the Twelfth Schedule ; or
- (ii) for seven years or more under any other law for the time being in force :

Provided that this clause shall not apply to a person after the expiry of a period of two years from the date of his release from imprisonment :

Provided further that this clause shall not apply in relation to a connected person referred to in clause (iii) of *Explanation I* ;”;

- (iii) in clause (e), the following proviso shall be inserted, namely:—

“Provided that this clause shall not apply in relation to a connected person referred to in clause (iii) of *Explanation I* ;” ;

- (iv) in clause (g), the following proviso shall be inserted, namely:—

“Provided that this clause shall not apply if a preferential transaction, undervalued transaction, extortionate credit transaction or fraudulent transaction has taken place prior to the acquisition of the corporate debtor by the resolution applicant pursuant to a resolution plan approved under this Code or pursuant to a scheme or plan approved by a financial sector regulator or a court, and such resolution applicant has not otherwise contributed to the preferential transaction, undervalued transaction, extortionate credit transaction or fraudulent transaction ;” ;

- (v) in clause (h),—

(A) for the words “an enforceable guarantee”, the words “a guarantee” shall be substituted ;

(B) after the words “under this Code”, the words “and such guarantee has been invoked by the creditor and remains unpaid in full or part” shall be inserted ;

- (vi) in clause (i), for the words “has been”, the word “is” shall be substituted ;

- (vii) the Explanation occurring after clause (j) shall be numbered as *Explanation I*, and in *Explanation I* as so numbered, for the proviso, the following provisos shall be substituted, namely:—

‘Provided that nothing in clause (iii) of *Explanation I* shall apply to a resolution applicant where such applicant is a

financial entity and is not a related party of the corporate debtor :

Provided further that the expression “related party” shall not include a financial entity, regulated by a financial sector regulator, if it is a financial creditor of the corporate debtor and is a related party of the corporate debtor solely on account of conversion or substitution of debt into equity shares or instruments convertible into equity shares, prior to the insolvency commencement date ;’ ;

(viii) after *Explanation* I as so numbered, the following *Explanation* shall be inserted, namely :—

“*Explanation* II :— For the purposes of this section, “financial entity” shall mean the following entities which meet such criteria or conditions as the Central Government may, in consultation with the financial sector regulator, notify in this behalf, namely :—

- (a) a scheduled bank ;
- (b) any entity regulated by a foreign central bank or a securities market regulator or other financial sector regulator of a jurisdiction outside India which jurisdiction is compliant with the Financial Action Task Force Standards and is a signatory to the International Organisation of Securities Commissions Multilateral Memorandum of Understanding ;
- (c) any investment vehicle, registered foreign institutional investor, registered foreign portfolio investor or a foreign venture capital investor, where the terms shall have the meaning assigned to them in

regulation 2 of the Foreign Exchange Management (Transfer or Issue of Security by a Person Resident Outside India) Regulations, 2017 made under the Foreign Exchange Management Act, 1999 (42 of 1999) ;

(d) an asset reconstruction company registered with the Reserve Bank of India under section 3 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (54 of 2002) ;

(e) an Alternate Investment Fund registered with the Securities and Exchange Board of India ;

(f) such categories of persons as may be notified by the Central Government.”.

23. *Amendment of section 30.*—In section 30 of the principal Act,—

(i) in sub-section (1), after the words “resolution plan”, the words, figures and letter “along with an affidavit stating that he is eligible under section 29A” shall be inserted ;

(ii) in sub-section (2),—

(A) in clauses (a) and (b), for the word “repayment” at both the places where it occurs, the word “payment” shall be substituted ;

(B) after clause (f), the following *Explanation* shall be inserted, namely :—

“*Explanation* :— For the purposes of clause (e), if any approval of shareholders is required under the Companies Act, 2013 (18 of 2013) or any other law for the

time being in force for the implementation of actions under the resolution plan, such approval shall be deemed to have been given and it shall not be a contravention of that Act or law.”;

(iii) in sub-section (4),—

- (a) for the word “seventy-five”, the word “sixty-six” shall be substituted ;
- (b) after the third proviso, the following proviso shall be inserted, namely :—

“Provided also that the eligibility criteria in section 29A as amended by the Insolvency and Bankruptcy Code (Amendment) Ordinance, 2018 shall apply to the resolution applicant who has not submitted resolution plan as on the date of commencement of the Insolvency and Bankruptcy Code (Amendment) Ordinance, 2018.”.

24. *Amendment of section 31.*—In section 31 of the principal Act,—

- (a) in sub-section (1), the following proviso shall be inserted, namely :—

“Provided that the Adjudicating Authority shall, before passing an order for approval of resolution plan under this sub-section, satisfy that the resolution plan has provisions for its effective implementation.” ;

- (b) after sub-section (3), the following sub-section shall be inserted, namely :—

“(4) The resolution applicant shall, pursuant to the resolution plan approved under sub-section (1), obtain the necessary approval required under any law for the time being in force within a period of one year from the date of approval of the resolution plan by the Adjudicating Authority under

sub-section (1) or within such period as provided for in such law, whichever is later.”.

25. *Amendment of section 33.*—In section 33 of the principal Act, in sub-section (2), after the words “decision of the committee of creditors”, the words “approved by not less than sixty-six per cent of the voting share” shall be inserted.

26. *Amendment of section 34.*—In section 34 of the principal Act,—

- (a) in sub-section (1), for the words and letter “Chapter II shall”, the words and letter “Chapter II shall, subject to submission of a written consent by the resolution professional to the Adjudicatory Authority in specified form,” shall be substituted ;
- (b) in sub-section (4),—
 - (i) in clause (b), for the words “in writing.”, the words “in writing ; or” shall be substituted ;
 - (ii) after clause (b), the following clause shall be inserted, namely :—

“(c) the resolution professional fails to submit written consent under sub-section (1).” ;
- (c) in sub-section (5), for the word, brackets and letter “clause (a)”, the words, brackets and letters “clauses (a) and (c)” shall be substituted ;
- (d) in sub-section (6), after the words “another insolvency professional”, the words “along with written consent from the insolvency professional in the specified form,” shall be inserted.

27. *Amendment of section 42.*—In section 42 of the principal Act, after the words “of the liquidator”, the words “accepting or” shall be inserted.

28. *Amendment of section 45.*—In section 45 of the principal Act, in sub-section (1), the words and figures “of section 43” shall be omitted.

29. *Amendment of section 60.*—In section 60 of the principal Act,—

- (a) in sub-section (2), for the words “bankruptcy of a personal guarantor of such corporate debtor”, the words “liquidation or bankruptcy of a corporate guarantor or personal guarantor, as the case may be, of such corporate debtor” shall be substituted ;
- (b) in sub-section (3), for the words “bankruptcy proceeding of a personal guarantor of the corporate debtor”, the words “liquidation or bankruptcy proceeding of a corporate guarantor or personal guarantor, as the case may be, of the corporate debtor” shall be substituted.

30. *Amendment of section 69.*— In section 69 of the principal Act, for the words “On or after the insolvency commencement date, if”, the word “If” shall be substituted.

31. *Amendment of section 76.*—In section 76 of the principal Act,—

- (a) in the marginal heading, for the word “repayment”, the word “payment” shall be substituted ;
- (b) in clause (a), for the word “repayment”, the word “payment” shall be substituted.

32. *Amendment of section 196.*—In section 196 of the principal Act, in sub-section (1),—

- (i) after clause (a), the following clause shall be inserted, namely :—

“(aa) promote the development of, and regulate, the working and practices of, insolvency professionals, insolvency professional agencies and information utilities and other institutions, in furtherance of the purposes of this Code ; ” ;
- (ii) in clause (c), for the words “for the registration”, the words “for carrying out the purposes of this Code, including fee for registration and renewal” shall be substituted.

33. *Amendment of section 231.*—In section 231 of the principal Act, for the words “Adjudicating Authority” at both the places where they occur, the words “Adjudicating Authority or the Board” shall be substituted.

34. *Insertion of new section 238A.*—After section 238 of the principal Act, the following section shall be inserted, namely :—

“238A. **Limitation.**—The provisions of the Limitation Act, 1963 (36 of 1963) shall, as far as may be, apply to the proceedings or appeals before the Adjudicating Authority, the National Company Law Appellate Tribunal, the Debt Recovery Tribunal or the Debt Recovery Appellate Tribunal, as the case may be.”.

35. *Amendment of section 239.*—In section 239 of the principal Act, in sub-section (2),—

(i) after clause (e), the following clause shall be inserted, namely :—

“(ea) other proof confirming that there is no payment of an unpaid operational debt by the corporate debtor or such other information under clause (e) of sub-section (3) of section 9 ;”;

(ii) after clause (f), the following clause shall be inserted, namely :—

“(fa) the manner of withdrawal of application under section 12A ;”.

36. *Amendment of section 240.*—In section 240 of the principal Act, in sub-section (2),—

(i) clause (g) shall be omitted ;

(ii) after clause (j), the following clause shall be inserted, namely :—

“(ja) the last date for submission of claims under clause (c) of sub-section (1) of section 15 ;” ;

(iii) after clause (n), the following clauses shall be inserted, namely :—

“(na) the number of creditors within a class of creditors under clause (b) of sub-section (6A) of section 21 ;

(nb) the remuneration payable to authorised representative under clause (ii) of the proviso to sub-section (6B) of section 21 ;

(nc) the manner of voting and determining the voting share in respect of financial debts under sub-section (7) of section 21 ;”.

37. *Insertion of new section 240A.*—After section 240 of the principal Act, the following section shall be inserted, namely :—

‘240A. Application of this Code to micro, small and medium enterprises.—(1) Notwithstanding anything to the contrary contained in this Code, the provisions of clauses (c) and (h) of section 29A shall not apply to the resolution applicant in respect of corporate insolvency resolution process of any micro, small and medium enterprises.

(2) Subject to sub-section (1), the Central Government may, in the public interest, by notification, direct that any of the provisions of this Code shall—

(a) not apply to micro, small and medium enterprises ; or

(b) apply to micro, small and medium enterprises, with such modifications as may be specified in the notification.

(3) A draft of every notification proposed to be issued under sub-section (2), shall be laid before each House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions.

(4) If both Houses agree in disapproving the issue of notification or both Houses agree in making any modification in the notification,

the notification shall not be issued or shall be issued only in such modified form as may be agreed upon by both the Houses, as the case may be.

(5) The period of thirty days referred to in sub-section (3) shall not include any period during which the House referred to in sub-section (4) is prorogued or adjourned for more than four consecutive days.

(6) Every notification issued under this section shall be laid, as soon as may be after it is issued, before each House of Parliament.

Explanation :—For the purposes of this section, the expression “micro, small and medium enterprises” means any class or classes of enterprises classified as such under sub-section (1) of section 7 of the Micro, Small and Medium Enterprises Development Act, 2006 (27 of 2006).’.

38. *Insertion of new Schedule*.—After the Eleventh Schedule to the principal Act, the following Schedule shall be inserted, namely :—

“THE TWELFTH SCHEDULE

(See clause (d) of section 29A)

ACTS FOR THE PURPOSES OF CLAUSE (d) OF SECTION 29A

(1) The Foreign Trade (Development and Regulation) Act, 1922 (22 of 1922) ;

(2) The Reserve Bank of India Act, 1934 (2 of 1934) ;

(3) The Central Excise Act, 1944 (1 of 1944) ;

(4) The Prevention of Food Adulteration Act, 1954 (37 of 1954) ;

(5) The Essential Commodities Act, 1955 (10 of 1955) ;

(6) The Securities Contracts (Regulation) Act, 1956 (42 of 1956) ;

- (7) The Income Tax Act, 1961 (43 of 1961) ;
- (8) The Customs Act, 1962 (52 of 1962) ;
- (9) The Water (Prevention and Control of Pollution) Act, 1974 (6 of 1974) ;
- (10) The Conservation of Foreign Exchange and Prevention of Smuggling Activities Act, 1974 (52 of 1974) ;
- (11) The Air (Prevention and Control of Pollution) Act, 1981 (14 of 1981) ;
- (12) The Sick Industrial Companies (Special Provisions) Act, 1985 (1 of 1986) ;
- (13) The Environment (Protection) Act, 1986 (29 of 1986) ;
- (14) The Prohibition of Benami Property Transactions Act, 1988 (45 of 1988) ;
- (15) The Prevention of Corruption Act, 1988 (49 of 1988) ;
- (16) The Securities and Exchange Board of India Act, 1992 (15 of 1992) ;
- (17) The Foreign Exchange Management Act, 1999 (42 of 1999) ;
- (18) The Competition Act, 2002 (12 of 2003) ;
- (19) The Prevention of Money Laundering Act, 2002 (15 of 2003) ;
- (20) The Limited Liability Partnership Act, 2008 (6 of 2009) ;
- (21) The Foreign Contribution (Regulation) Act, 2010 (42 of 2010) ;
- (22) The Companies Act, 2013 (18 of 2013) or any previous company law ;

(23) The Black Money (Undisclosed Foreign Income and Assets) and Imposition of Tax Act, 2015 (22 of 2015) ;

(24) The Insolvency and Bankruptcy Code, 2016 (31 of 2016) ;

(25) The Central Goods and Services Tax Act, 2017 (12 of 2017) and respective State Acts imposing State goods and services tax ;

(26) Such other Acts as may be notified by the Central Government.”.

39. *Amendment of section 434 of Act 18 of 2013.*—In section 434 of the Companies Act, 2013 [as substituted by paragraph 34 of the Eleventh Schedule to the Insolvency and Bankruptcy Code, 2016], in sub-section (1), in clause (c), after the proviso, the following proviso shall be inserted, namely :—

“Provided further that any party or parties to any proceedings relating to the winding up of companies pending before any Court immediately before the commencement of the Insolvency and Bankruptcy Code (Amendment) Ordinance, 2018, may file an application for transfer of such proceedings and the Court may by order transfer such proceedings to the Tribunal and the proceedings so transferred shall be dealt with by the Tribunal as an application for initiation of corporate insolvency resolution process under the Insolvency and Bankruptcy Code, 2016 (31 of 2016).”.

RAM NATH KOVIND,

President.

(Sd.) DR. G. NARAYANARAJU,
Secretary to the Government of India.